

In The Matter Of:
United States vs.
PFC Bradley E. Manning

Vol. 7
June 17, 2013
UNOFFICIAL DRAFT - 6/17/13 Afternoon Session

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VOLUME VII

IN THE UNITED STATES ARMY

UNITED STATES

VS.

MANNING, Bradley E., PFC COURT-MARTIAL

U.S. Army, xxx-xx-9504

Headquarters and Headquarters Company,

U.S. Army Garrison,

Joint Base Myer-Henderson Hall,

Fort Myer, VA 22211

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The Hearing in the above-entitled matter was held on Monday, June 17, 2013, commencing at 1:35 p.m., at Fort Meade, Maryland, before the Honorable Colonel Denise Lind, Judge.

DISCLAIMER

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1 APPEARANCES:

2
3 ON BEHALF OF GOVERNMENT:

4 MAJOR ASHDEN FEIN

5 CAPTAIN JOSEPH MORROW

6 CAPTAIN ALEXANDER VON ELTEN

7 CAPTAIN ANGEL OVERGAARD

8 CAPTAIN HUNTER WHYTE

9
10 ON BEHALF OF ACCUSED:

11 DAVID COOMBS

12 CAPTAIN JOSHUA TOOMAN

13 MAJOR THOMAS HURLEY

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1 PROCEEDINGS,

2 (Reconvened at 1:35 p.m.)

3 THE COURT: Were there any issues we need
4 to address before we proceed?

5 MAJOR FEIN: All parties in the court last
6 recess are present.

7 THE COURT: Thank you.

8 MAJOR FEIN: United States offers to be
9 read on to the record Prosecution Exhibit 137, a
10 stipulation of expected testimony for Mr. Maxwell Allen
11 dated 16th June 2013.

12 (stipulation being read).

13 THE COURT: I have a question for you. I'm
14 looking at Prosecution Exhibits 138, 139, they're not
15 legible.

16 MAJOR FEIN: At the next recess the United
17 States will look 138 and 139 and get a clearer copy.

18 THE COURT: Prosecution Exhibit 141 for
19 identification is admitted. Prosecution Exhibit 140
20 for identification is admitted.

21 CAPTAIN MORROW: Your Honor, United

1 States offers Prosecution Exhibit 142 for
2 identification. It's the stipulation of expected
3 testimony for Staff Sergeant Peter Bigelow.

4 THE COURT: I believe I already admitted
5 that.

6 (stipulation being read).

7 MR. MORROW: United States offers
8 Prosecution Exhibit 143, stipulation of expected
9 testimony for Special Agent Alfred Williamson dated 17
10 June 2013.

11 (stipulation being read).

12 MR. MORROW: Your Honor, at this time
13 prosecution moves to admit Prosecution Exhibits 47, 48,
14 144, 145, and 146, and 147 Alpha, and 148 Alpha for
15 identification into evidence.

16 MR. HURLEY: No objection, Your Honor.

17 THE COURT: So admitted.

18 Prosecution Exhibit 148 Alpha is
19 admitted. Prosecution Exhibit 147 Alpha is
20 admitted. Prosecution Exhibit 147 Bravo for
21 identification is admitted. Prosecution Exhibit 146

1 is admitted. Prosecution Exhibits 47 and 48 are
2 admitted. Prosecution Exhibit 146 is admitted. 145
3 is admitted. 144 is admitted.

4 Any other exhibits I have failed to
5 admit?

6 MAJOR FEIN: That's it, Your Honor.

7 THE COURT: At this time why don't we take
8 a brief recess and I want to see counsel for just a
9 brief second.

10 Ten minutes sufficient?

11 MAJOR FEIN: Yes, Your Honor.

12 MR. COOMBS: Yes, Your Honor.

13 (Hearing recessed at 2:10 p.m.)

14 (Hearing resumed at 2:20 p.m.)

15 MAJOR FEIN: Your Honor, there might be
16 some confusion about Prosecution Exhibits 147 Alpha,
17 147 Bravo, and 148 Alpha, and 148 Bravo.

18 Prior to the recess United States moved
19 to admit Prosecution Exhibit 147 Alpha or 148 Alpha.
20 Those are the 20-page extracts from the two text
21 files based of Special Agent Williamson's stipulated

1 expected testimony.

2 In addition to that now United States
3 moves to admit as 147 Bravo and 148 Bravo one page
4 redacted versions of those 20 page extracts in order
5 to be used in open court.

6 THE COURT: Any objection?

7 MR. HURLEY: No, ma'am.

8 THE COURT: I'll visit those momentarily.
9 Are there any other administrative
10 issues that we have to address?

11 MAJOR FEIN: No, ma'am.

12 MR. COOMBS: No, Your Honor.

13 THE COURT: Okay.

14 Did you have an opportunity to look into
15 I believe it was Prosecution Exhibits 138 and 139?

16 MAJOR FEIN: United States is still trying
17 to find a cleaner copy of those and we'll bring it to
18 it Court's attention as soon as we obtain them.

19 THE COURT: Prosecution Exhibits 147B and
20 148B are admitted.

21 Please proceed.

1 MAJOR VON ELTEN: Your Honor, United
2 States calls Chief Ronald Nixon to the stand.
3 Whereupon,

4 CHIEF RONALD NIXON,
5 called as a witness, having been first duly sworn to
6 tell the truth, the whole truth and nothing but the
7 truth, was examined and testified as follows:

8 DIRECT EXAMINATION

9 BY MAJOR VON ELTEN:

10 Q Your Honor, Chief Ronald Nixon, Army cyber
11 unit?

12 A Yes, sir.

13 Q What is your current position?

14 A My current position, I'm senior warrant
15 officer in the Enterprise Management Division G32 Army
16 cyber command.

17 Q What does that entail?

18 A We manage literally all the Army networks
19 from secret level and below across the Enterprise which
20 is across the global scope to include tactical and
21 strategic systems.

1 Q What is the Enterprise?

2 A The Enterprise is the -- Enterprise is the
3 network as whole. The Army refers to it as the land
4 (INAUDIBLE) but it is the network all encompassing.

5 Q What position did you hold prior to this
6 one?

7 A Prior to that one I was the senior warrant
8 officer in plans and operations division G6
9 (INAUDIBLE).

10 Q What did that entail?

11 A Very similar duties, a tactical scale. So
12 support the combat operations, planning operations,
13 services, management and network design.

14 Q Where were you?

15 A At Fort Hood.

16 Q What certifications do you possess?

17 A CCMP, cisco assist co-certified CCMB, CCMA
18 CCM security CCM (INAUDIBLE) and CIS group.

19 Q What are the CC in certifications?

20 A Cisco certified network and then
21 professional associate and associate security and

1 associate voiceover IP.

2 Q What do those certifications signify?

3 A An understanding and tested understanding
4 of network architecture and design, engineering, and
5 management.

6 Q What is CISSP?

7 A It's really the current industry standard
8 for securing an information assurance.

9 Q What is the level of technical access and
10 review of the DoD 8578?

11 A Level 3.

12 Q Is what the highest level?

13 A Level 3.

14 Q What certification is required for that?

15 A It requires a technical skill set which
16 would be higher been a CCNA and then a policy piece
17 which would be my CISSP.

18 Q Let's talk a little bit about your last
19 time in Iraq?

20 A Yes is.

21 Q What was your position there?

1 A I was the senior warrant and the planning
2 and operations (INAUDIBLE).

3 Q When were you there?

4 A I was there from February of '09 to
5 February of '10.

6 Q What did that position entail?

7 A Network engineering, design, planning for
8 operations, support for the entire theater of Iraq.

9 Q What is USFI?

10 A That's the four star's headquarters. That
11 was created when they combined MNFI and MNCI into a
12 joint four star headquarters, rolling up the I corps.
13 the corps headquarters (INAUDIBLE).

14 Q Let's talk about the global address list.
15 What is that?

16 A The GAL, global address list, is are
17 talking about the global address for a user server or
18 are you talking about the global address list as a
19 whole?

20 Q As a whole.

21 A The global address list is a product from

1 the active directory global address list which
2 everyone, every person who has an account has access to
3 that domain and every machine that's added to that
4 domain is cataloged.

5 Q What is the global address list for a user?

6 A The global address list for the user is the
7 interface that most of them see through Outlook and
8 what that is in a sense is a phone book. It is a phone
9 book equivalent for all of your services out there, but
10 it does contain user's e-mail, any alias e-mail
11 accounts, any pertinent information that would be added
12 for the ease of the user. So it helps me find your
13 phone number and things like that.

14 Q Until how many people were on the USFI GAL
15 in 2009/2010?

16 A 160,000.

17 Q What server was that accessible on?

18 A Across a run of servers. You're able to
19 access the GAL through -- for an exchange you'll be
20 able to access the GAL through Outlook (INAUDIBLE) also
21 for the system administrator you will be able to access

1 the GAL through Outlook on his machine and also for a
2 system administrator he would be able to access the GAL
3 through either the exchange server or the active
4 server, the domain controller.

5 Q What type of information does the GAL
6 contain?

7 A Again, from an individual user perspective,
8 so I can't for (INAUDIBLE) as an example would have the
9 pertinent information for you when you first set up
10 your account, when you were added to the domain, any
11 alias addresses you would have, for instance, you would
12 have in Iraq, you would have the Iraq.centcom.mil plus
13 if you have your (INAUDIBLE).mail attached to that
14 account and you set an account or a CENTCOM joint
15 account, things like that, for the individual user; but
16 it also contains the additional -- when you're looking
17 at the GAL from that directory standpoint. It also
18 contains all of the additional security information
19 user name, password, certificates that are attached to
20 that, and then anywhere they sit within the (INAUDIBLE)
21 domain structure.

1 Q You talked about active directory what is
2 active directory?

3 A Active directory is -- active directory is
4 the directory service that all Microsoft servers use to
5 be able to talk and interconnect with one another.
6 Prior to active directory exchange, exchange, for
7 instance, used to have (INAUDIBLE). They created an
8 active directory to combine all of those services
9 together, to join them all at one place so it allows
10 all of the servers to be able to crossing communicate
11 so SharePoint file servers exchange things like that
12 that are all allowed to talk it sets the permission of
13 what they're allowed to talk to.

14 Q What is a directory of service?

15 A So directory service is my category for
16 servers to be able to talk to another one without
17 getting too technical, it really is just -- so, for
18 instance, my domain control my active control says that
19 I am allowed to talk to this division or this corp at
20 these levels and then establishes the trust
21 relationship between them.

1 Q What is the purpose of active directory?

2 A Active directory is the core backbone for
3 all directory services for Microsoft exchange server.
4 So for a brigade, for division level exchange server to
5 be able to talk to somebody else within USFI they would
6 have to be able to access those primary active
7 directory, that directory itself (INAUDIBLE) to do
8 those cross talks.

9 It's also a certification process if you
10 wanted to be able to access another type of server
11 SharePoint that checks your credentials (INAUDIBLE) yes
12 Captain might not be able to do these things and this
13 is what he's able to do.

14 Q What credentials does it show?

15 A Well, depending on how you're (INAUDIBLE).
16 For Iraq user name and password was the primary means
17 of credentials.

18 Q What are permissions?

19 A Permissions are, what am I allowed to do on
20 a set system or server. So primary example is, user
21 services. By Army regulations DODI CJCSI regulations

1 (INAUDIBLE) a user is only allowed to do certain things
2 on his machine.

3 He's allowed to access the Internet. He's
4 allowed to open up and (INAUDIBLE), but you're not
5 allowed to install anything on your machine as a user.
6 You can't even update your machine any more.

7 Q How does active directory support security?

8 A By a couple of different ways. One is it
9 sets everything up in a domain structure. So basically
10 it tells you (INAUDIBLE) what can talk to you, what can
11 you talk to around within the network.

12 It sets and manages by permission levels
13 for my individual user, my system administrator and my
14 network administrators, then it also controls the trust
15 relationship between the different domains. So that
16 trust relationship is a exchange of information from
17 one domain or one set of servers, to put it simply.

18 So from USFI to 1st Calvary Division, the
19 domain control is established and maintain that
20 relationship, kind of like a traffic cop.

21 Q How does the active directory interact with

1 the GAL?

2 A So your active directory for -- so let's
3 take it from a GAL perspective of the user.

4 Q Okay.

5 A Okay. So GAL perspective from the user,
6 I'm an e-mail Internet exchange and I log on to
7 Outlook. The GAL I see from that is a product of the
8 active directory GAL. It is then basically it's what
9 the exchange server pulls to create the GAL. So it is
10 a direct product of the active directory global address
11 list.

12 Q How does active directory interact with the
13 GAL from a system administrator perspective?

14 A From the system administrator perspective
15 (INAUDIBLE) lot into a system as a system
16 administrator, the active directory says, Chief Nixon
17 is allowed to add programs to the software.

18 I'm allowed to push updates. I'm allowed
19 to do things that in order to affect change to that
20 insurance or affect change on the server or the network
21 within that rule set because of the dangers of system

1 administrative (INAUDIBLE) to what approval so I'm now
2 allowed to have access to e-mail, and I don't have
3 access to an e-mail account while being the system
4 administrator.

5 Q What software does a user use to interact
6 with the GAL?

7 A Primarily would be Outlook. It's where
8 they see it the most often.

9 Q Do you how many people created the NIPR in
10 USFI?

11 A Reword the question, please, or ask it a
12 different way.

13 Q How many people are involved with
14 developing it initially?

15 A The initial development of the GAL for USFI
16 took place over the years. Multinational (INAUDIBLE)

17 MR. HURLEY: Objection.

18 Is that personal knowledge?

19 THE COURT: Do you want to develop a
20 foundation for that?

21 MAJOR VON ELTEN: We'll move on, Your

1 Honor.

2 BY MAJOR VON ELTEN:

3 Q Let's talk about the resources that go into
4 creating and (INAUDIBLE) the GAL. What hardware does
5 the network did the GAL use for the network?

6 A So for the GAL primary active directory and
7 exchange structure in Iraq for NIPRnet, you had four
8 nexus backbone switches, two for the primary and two
9 for the back up group and then you have a stack of 64
10 server suites that supported the primary site, and
11 after that you also had all the normal network
12 infrastructure cable (INAUDIBLE) switches, outside
13 equipment.

14 Q What is a nexus switch back.

15 A The nexus switch is a five channel high
16 speed (INAUDIBLE) switching backbone used to support
17 the back of your server (INAUDIBLE) servers to be able
18 to communicate in no (INAUDIBLE).

19 Q How many does the NIPRnet use?

20 A Four, two on the primary and two on the
21 backup site.

1 Q What is the cost?

2 MR. HURLEY: Objection, hearsay.

3 THE COURT: Sustained.

4 BY MAJOR VON ELTEN:

5 Q Were you involved in contracting for the
6 backbone service?

7 A Yes. I was the technical oversight for the
8 DRS contract at the (INAUDIBLE) of the USFI services in
9 Iraq.

10 Q Who managed the hardware?

11 A Who managed the hardware? We had a 20 to
12 24 contracted personnel that worked in the services
13 section within the JNCCI, one warrant officer, one
14 major, and five or six enlisted personnel.

15 Q How much time did they spend working on
16 this?

17 A 24/7 365, no breaks.

18 Q What was your interaction?

19 A I worked with them on a daily basis for
20 planning administration and fulfillment of requirements
21 for services across all Iraq.

1 Q How many servers did the GAL require for
2 NIPRnet?

3 A The GAL itself would have been present
4 on -- well, the active directory itself. So you're
5 talking about (INAUDIBLE) that comes into that physical
6 server suite of 64 servers that we used to maintain and
7 run NIPRnet within Iraq.

8 Q How many of those servers were physical
9 servers?

10 A I'm talking about 64 physical servers,
11 virtual servers is over a hundred.

12 Q What is a physical server?

13 A Physical server is a Dell or whatever brand
14 of (INAUDIBLE) that you actually put your hands on and
15 hold. Hardware, hard drive memory, processor, I can
16 actually put my hands on and touch.

17 Q What is a virtual server?

18 A Is a software driven and software created
19 server. Use visualization sayings to be able to reduce
20 the amount of physical overhead you have as far as
21 power and things like that. Power and physical

1 requirements for the servers it also allows you to
2 share resources if you have a failure in one I can
3 replicate back up to another with no loss of service.

4 Q How many contractors worked on the server?

5 A We had those 25 to 24 contracted personnel
6 are the same ones that did the maintenance and
7 (INAUDIBLE).

8 Q Now often were those contractors working on
9 the servers?

10 A 24/7 365 always.

11 Q Who paid their salaries?

12 A The salaries were paid out of the USFI
13 funding.

14 MR. HURLEY: Objection, hearsay.

15 BY MAJOR VON ELTEN:

16 Q Is that from your personal knowledge?

17 A Not a fact, out of the budget.

18 THE COURT: How do you know that?

19 THE WITNESS: The (INAUDIBLE) of USF over
20 sizes for the (INAUDIBLE).

21 THE COURT: Sustain the Objection.

1 Go ahead.

2 BY MAJOR VON ELTEN:

3 Q What's your involvement in budgeting.

4 A In budgeting itself, none. I didn't do a
5 budget, per se. It was over technical oversight and
6 management of the contract.

7 Q How did you -- did you manage cost?

8 A I had oversight on cost. I didn't -- I
9 wasn't a yes or no person on that, but we managed so if
10 something was cost prohibitive or something like that
11 we would (INAUDIBLE) but we saw all functions of the
12 contract.

13 Q What cable did the GAL use?

14 A The server infrastructure used a massive
15 amount of cabling between the primary and secondary
16 sites, and all of the cabling in structure and
17 (INAUDIBLE) basis and every insulation you have to
18 switch infrastructure (INAUDIBLE).

19 Q What the (INAUDIBLE) account GAL require?

20 A The server infrastructure at USFI was in
21 excess of 100,000 thousand tons of cooling and power.

1 Q What is does that mean?

2 A Well, you equate -- so when you cool your
3 house you have a number of BTUs it takes to cool your
4 house. Your standard wall air condition is 15,000
5 BTUs. You buy a 15,000 BTU at Wal-Mart.

6 We're looking at (INAUDIBLE) and take that
7 and multiply it by 2,000, but it's the actual physical
8 cooling requirement for the servers and all of the
9 networking equipment that's supported inside of that
10 building.

11 Q What of transmission infrastructure did the
12 GAL use?

13 A Well, the GAL used server infrastructure of
14 Iraq used two sonic rings that moved in and around
15 Baghdad and north and south had a sonic ring and you
16 had a satellite structure backup.

17 Q Let's talk a little bit about the software.
18 What software did the backbone servers require?

19 A Well, the backbone servers required your
20 Microsoft suite of servers. So we ran (INAUDIBLE) to
21 2003 and 2008 across Iraq Enterprise licenses for those

1 and you had exchange the active directory.

2 So that would be four core backbone
3 services that we've talked about here and your
4 management consoles and all of the supportive structure
5 for that and antivirus host based firewalls and those
6 (INAUDIBLE).

7 Q What is virtual (INAUDIBLE) software?

8 A So in Iraq we used (INAUDIBLE) wire aid to
9 do creating a virtual environment for services and
10 services stacks within Iraq. So you run a virtual
11 environment. So it allows me to create multiple
12 servers on a single platform to be able to share my
13 resources.

14 Q What server software was used?

15 A Well, we used server 2000, we used 2003 and
16 2008, and then the active directory software that was
17 used management console and exchanges itself.

18 Q How many licenses were required?

19 A They're Enterprise licenses. So depending
20 on how you purchase from Microsoft at the time you
21 purchase an Enterprise license and based on the number

1 of systems.

2 For instance, let's take the NIPRnet. We
3 ran 120, 130 instances of Microsoft Exchange to be able
4 to support -- Microsoft server 2003 or 2008 to be able
5 to support 160,000 customers.

6 Q How many licenses did active directory
7 require?

8 A It would have been the same thing, very
9 similar. Again, same thing and you buy an Enterprise
10 license (INAUDIBLE) but then I have to buy myself
11 (INAUDIBLE) software based on a number of (INAUDIBLE)
12 that you have to be able to support. So in that case
13 it would have been about 160,000.

14 Q What kind of maintenance did the GAL
15 require to keep it current?

16 A Well, of course, you've got secure web
17 dates and you've got your daily (INAUDIBLE). So any
18 time an update comes out from Microsoft you have to
19 able to maintain security or maintain (INAUDIBLE) on
20 the platform.

21 So you have Microsoft at least once a week

1 and for antivirus and securities sometimes daily.

2 Q Who updated the GAL?

3 A Again, updating the GAL are we talking
4 about from a update perspective or are we talking about
5 from a content perspective?

6 Q First from an update?

7 A Same 20, 24 contractors and the military
8 staff who worked in the JNCCI for USFI.

9 Q Who updated the GAL from a content
10 perspective?

11 A From a content perspective you're updates
12 were done from all across the board. We have local
13 system administrators who would create (INAUDIBLE),
14 your help desk, and then you've got your overall
15 maintenance of the GAL that would have been active
16 directory or exchange which would have been done at
17 USFI.

18 Q How often -- how many people were involved
19 with updating content?

20 A Well, from USFI perspective, we're talking
21 at same 20 to 24 personnel plus enlisted staff but that

1 doesn't count the ITT contract that is spread out over
2 Iraq that (INAUDIBLE) all of our help.

3 Q How often do your military staff work on
4 this?

5 A All the time.

6 Q How many?

7 A Dozens, sir, because you have the strategic
8 single (INAUDIBLE), and supported by the help desk.
9 Then you have some type of military personnel sitting
10 on top of you (INAUDIBLE). Then you're talking USFI
11 again. The USFI guys you're talking about Major
12 (INAUDIBLE) and enlisted (INAUDIBLE).

13 Q How are updates pushed out to the GAL?

14 A Updates to the GAL from again from a
15 content service or from a --

16 Q Content.

17 A From a content point of view, they were
18 done constantly. So, again, if somebody came into
19 country the first time and the account was created then
20 that update would have been done then, and there does
21 take about 24 hours for the update to take place when

1 you're talking about from a content standpoint.

2 Adding a machine to a domain, those are
3 recurring costs of things that happen all the time.
4 They've actually a day-to-day function, and then my
5 maintenance updates would have pushed down from USFI,
6 from contract to the military staff (INAUDIBLE).

7 Q How was GAL information stored?

8 MR. HURLEY: Objection, Your Honor.

9 MAJOR VON ELTEN: Resources prior to
10 maintaining his evaluation?

11 MR. HURLEY: I think we've (INAUDIBLE)
12 resources to maintain the GAL.

13 THE COURT: Go ahead.

14 BY MAJOR VON ELTEN:

15 Q How is GAL information stored?

16 A For the physical storage of the GAL was
17 maintained on the two, for the NIPRnet was NIPR and
18 SIPRnet both on the installed at USFI headquarters.
19 That's where the primary repository was and then you
20 had servers at each and every instance of exchange
21 order across Iraq.

1 Q What is the SAN?

2 A SAN is storage area network.

3 Q How much does a SAN hold, how much storage?

4 A Ours was in the hundreds of terabytes.

5 Q How many (INAUDIBLE) are required for the
6 NIPR?

7 A Two, one primary at the one primary at USFA
8 headquarters and one another the (INAUDIBLE).

9 MAJOR VON ELTEN: Retrieving Prosecution
10 48.

11 MAJOR VON ELTEN.

12 Handing Prosecution Exhibit Number 48 to
13 the witness.

14 MAJOR VON ELTEN:

15 Q Chief Nixon, do you recognize this?

16 A Yes, sir.

17 Q What is it?

18 A It's a CD that says GAL on it.

19 Q Have you reviewed it?

20 A Yes, sir.

21 MAJOR VON ELTEN: Retrieving Prosecution

1 exhibit (INAUDIBLE) I'm handing it to the court
2 reporter. Retrieving Prosecution exhibit 148 Bravo and
3 handing it to the witness.

4 MAJOR VON ELTEN: Permission to publish.

5 THE COURT: Proceed.

6 BY MAJOR VON ELTEN:

7 Q Do you recognize this Chief Nixon?

8 A Yes, sir.

9 Q What is it?

10 A This is the -- this is the output of a GAL
11 pool from one of the foreign exchange servers at USFI.

12 Q How do you know?

13 A The ones I'm looking at if I look at the
14 domain names they're all present on Iraq (INAUDIBLE).
15 So these were all the e-mails addresses that I stored
16 (INAUDIBLE) transferred to GAL and, of course, the
17 string, the way the string is set up (INAUDIBLE) that
18 shows the SNPT string you can go to Outlook and look at
19 bring up two, but the (INAUDIBLE) that would be the
20 string you would see up there.

21 Q What is a domain?

1 A A domain is the space that you're name
2 space that you operate within a network. So in Iraq we
3 use iraq.centcom.mil preference with that (INAUDIBLE).
4 So the those are the operating spaces the named
5 operating spaces that you operate in. So I each one
6 that's different from another represents a domain that
7 you had to have trust relationships to be able to talk
8 or communicate across with another one.

9 Q Retrieving prosecution 47. What
10 (INAUDIBLE) handed you, Chief Nixon?

11 A You're handed me a CD with GAL names on it.

12 Q How do you know?

13 A I've seen it before, sir.

14 Q Retrieving Prosecution Exhibit 47 and
15 retrieving Exhibit 137 Bravo. Do you recognize this?

16 A Yes, sir.

17 Q What is it?

18 A This is the -- this would be a the names
19 that would you get.

20 Q A GAL or the (INAUDIBLE) someone. For
21 instance if you were looking at two if you find the

1 first part of somebody's name and hit control K that be
2 what would you see. It's the users reference or
3 interpretation of GAL information.

4 What information is displayed in this?

5 A Anything that entered is well standard for
6 military is first name last name, rank, and then unit
7 affiliation. So, again, you're able to tag somebody
8 down to what unit they work at very quickly and easily.

9 MAJOR VON ELTEN: Returning Prosecution
10 Exhibit 137 Bravo.

11 BY MAJOR VON ELTEN:

12 Q What is a coop site?

13 A It's a continuum operation sees the backup.

14 Q What's its purpose?

15 A For both military, for (INAUDIBLE)
16 regulations and per combat operations in a war
17 (INAUDIBLE) to have the ability to abandon all of your
18 information. So for Iraq for the USFI services in
19 Iraq, the Iraq in domains we created an installed to --
20 allows a back --

21 THE COURT: What it called?

1 THE WITNESS: Copy keeper. AR500-3, I
2 believe.

3 BY MAJOR VON ELTEN:

4 Q What resources are required for the coop
5 site?

6 A So for Iraq we had maintained real time.
7 We had to maintain real time replication. So that's
8 why the nexus fiber channel stitches switches were the
9 primary ones you had for the backbone services. It
10 basically requires similar storage, nearly the same
11 operating the space and capacity for the physical
12 serving environment.

13 Q Who had access to the (INAUDIBLE) in Iraq?

14 A From a user perspective.

15 Q From a user perspective?

16 A From a user perspective you had access to
17 the call if your registered in the domain to have
18 access.

19 Q What people would have registered?

20 A Only e-mail people with created accounts.
21 So you've designed to use your agreement

1 being cleared to be able to do so and you had an
2 account created.

3 Q What people in the United States would have
4 access to such (INAUDIBLE)?

5 A From the United States?

6 Q Yes.

7 A None.

8 Q So what people in Iraq would have had
9 access to the USFI?

10 A The people who works on USFI domain?

11 MAJOR VON ELTEN: Retrieving Prosecution
12 Exhibit 48.

13 BY MAJOR VON ELTEN:

14 Q Chief Nixon, what information is on that
15 CD?

16 A It's the list of GAL e-mail traffic or the
17 exchange pool from the exchange server in Iraq. So the
18 e-mail information.

19 Q How do you know?

20 A As I said before, when it was up on the
21 screen you can see -- one is you can see all of the

1 Iraq domain name information on there, and the SMTP
2 (INAUDIBLE). Do you (INAUDIBLE) and you click e-mails
3 you would actually see that would be the information
4 you would see in there in that context box.

5 Q How much access would have and how much of
6 the (INAUDIBLE) would an individual user have access?

7 A So within exchange Outlook gives you a set
8 view. That would be the information that's provided
9 for lack of a better term public consumption within the
10 Iraq network. So name, contact information, those
11 types of things, e-mails, if any groups that you belong
12 to that would be the content that you would see.

13 You wouldn't be able to see further
14 information like what your permission set were or what
15 OUs you belonged to or domain structure you belonged
16 to.

17 THE COURT: What?

18 THE WITNESS: Each operating environment
19 within your domain structure.

20 BY MAJOR VON ELTEN:

21 Q What does OU stand for?

1 A It escapes me right now, sir.

2 Q How many of the 160,000 accounts could the
3 individual user see who had access to the GAL?

4 A All of them. So when I hit control K in
5 Iraq at our IP headquarters, if I didn't put any
6 information in there, I would (INAUDIBLE) approving all
7 160,000 names.

8 Q What if you worked at headquarters just on
9 a (INAUDIBLE).

10 A If I was -- let's take (INAUDIBLE) at 1st
11 cav headquarters, (INAUDIBLE) with them on a regular
12 basis (INAUDIBLE) so they would be able to search my
13 GAL for a targeted individual, but they wouldn't
14 necessarily see the USFI headquarters.

15 So if you're within a division structure
16 you would see 25 or 30,000 names within that
17 infrastructure.

18 Q How would a user access the other 13,000
19 names?

20 A You would have to search for them. As long
21 as they're in the Iraq domain you would have to search

1 for them. It's not a automatic here you go and it's
2 done.

3 To keep from overloading the system, if you
4 pulled out 160,000 names in Outlook, you know, you're
5 just going lock your system up. So, you know, but do
6 you have access to all of them? Yes. Can you actually
7 pool and stream the rundown on all 160,000, no; but,
8 yes, you have definitely have access to all of them.

9 Q How many e-mail accounts were reflected on
10 that CD?

11 A I want to say it was about 24,000 were on
12 that CD.

13 MAJOR VON ELTEN: Retrieving Prosecution
14 Exhibit 48. Retrieving Prosecution Exhibit 47.

15 BY MAJOR VON ELTEN:

16 Q How many names were on that CD?

17 A This names on the CD matched the e-mail
18 exchange list line for line. So it was -- it was about
19 24,000.

20 Q What names would be hidden from GAL in 2009
21 and 2010?

1 A We didn't want to hide names. In fact, if
2 you look at the names list, the first two names on the
3 list is General Odierno and General Austin.

4 Q Who were they at the time?

5 A They were the preceding and incoming USFI
6 commander. So the four star generals in charge of the
7 theater of operation inside Iraq.

8 MAJOR VON ELTEN: Retract the exhibit.

9 BY MAJOR VON ELTEN:

10 Q Why didn't the public have access to the
11 NIPR GAL?

12 A You don't want public assess to your GAL.
13 It's not a -- because of the information that's in
14 there, I mean, I don't need anybody to have General
15 Odierno's desk number let alone contact information and
16 what groups they belong to and things like that it's a
17 security issue. It's not a public consumption piece.

18 From a technical perspective (INAUDIBLE)
19 had to have access (INAUDIBLE). The NIPRnet is not a
20 public access network regardless of what people think.

21 MAJOR VON ELTEN: Thank you. No further

1 questions.

2 CROSS EXAMINATION

3 BY MR. HURLEY:

4 Q Good afternoon, sir.

5 A How are you, sir?

6 Q I'm good. Thank you. Let's start here.

7 During your direct examination with Captain von Elten
8 you called the active directory the backbone?

9 A Yes.

10 Q And the backbone is the resource intensive
11 element to this, correct, that the server space, the
12 personnel requiring, they're updating the active
13 directory and they're working with the active
14 directory?

15 A Well, they work with all of the services.
16 When you say backbone, does the (INAUDIBLE). So
17 it's --

18 Q The anatomical analogy a little further the
19 active directory with it's backbone just having a part
20 of this integrated service?

21 A I don't know if I would use that is

1 analogy, sir.

2 Q It's a subset function of the active
3 directory?

4 A It's a direct product of the active
5 directory the active directory GAL global address list
6 a couple makings of everything that's exists within
7 active directory as fast as all of my servers and users
8 within active directory. So that's where all of that
9 exists. So my exchange GAL is the direct product of
10 that.

11 Q You can turn off the global address list as
12 part of the active directory?

13 A What do you mean turn off, sir.

14 Q You can just stop the function from
15 occurring if someone asked for the global access list
16 and it doesn't need to come up. That function doesn't
17 need to be performed?

18 A Yes, you cannot allow a user access to the
19 GAL.

20 Q But you in this hypothetical scenario you
21 would still require that server space and resource to

1 maintain the active directory?

2 A Yes.

3 Q Let's talk about the GAL. This is during
4 the period of your deployment, sir, and as I understand
5 it that was in February of 2009 to February of 2010?

6 A Yes.

7 Q The GAL was always operational?

8 A Yes, sir.

9 Q And you use the GAL during this time?

10 A Yes.

11 Q And you never had a problem with it?

12 A No, sir.

13 Q No one ever -- you never incurred any
14 prolonged or sustained problems with the GAL during
15 this period of time?

16 A There's always outages across the network
17 that size, but that would be -- primary, no, the
18 (INAUDIBLE) never went down hard, no, sir.

19 Q And you don't recall any instruction on not
20 to use the GAL, force wide, USFI wide, don't use the
21 GAL on all personnel in USFI?

1 A No, sir.

2 Q Now indicated there are 160,000 -- when you
3 say there are a 160,000 user IDs on the GAL, that was
4 when you left in February of 2010. Is that where you
5 pinpoint that 160?

6 A Yes, sir.

7 Q But Prosecution Exhibits 47 and 48, the
8 disk, so there's 24,000 e-mail?

9 A Yes, about that, sir.

10 Q And the same 24,000 I mean are the same
11 24,000 people are on 47 and 48?

12 A Yes, sir.

13 Q And that 24,000 you would agree with me
14 substantially less than 160,000?

15 A Yes, sir.

16 Q A point about the information on there.
17 The phone numbers that would be associated with the
18 USFI GAL would be DSN numbers, correct?

19 A Not all of them, sir.

20 Q Some would be DSN?

21 A You also had commercial cell phones. You

1 also had (INAUDIBLE) phone numbers that were tied to
2 Iraqi commercial land lines that there would have been
3 access to that.

4 Q (INAUDIBLE) VOIP.

5 A Yes, sir.

6 THE COURT: What is VOIP.

7 THE WITNESS: Digital voice.

8 BY MR. HURLEY:

9 Q Just a moment. You said the active
10 directory performs other tasks besides the global
11 address list?

12 A Yes.

13 Q It helps to establish shared drives?

14 A Access to shared drives.

15 Q And it helps with other network tasks?

16 A Yes, sir.

17 Q And one of the functions it ultimately is
18 to produce the GAL?

19 A Yes.

20 Q And the GAL there's -- I just want to make
21 sure I get these terms right. There's a GAL as a

1 whole?

2 A That's right.

3 Q And there's a GAL that the user pumps when
4 he says show meet GAL?

5 A Yes.

6 Q This wasn't your first deployment in Iraq,
7 was it, Chief?

8 A No, sir.

9 Q So this -- go along with this a little bit.
10 I'm just going to give you what I understand of the
11 process and you tell me where this isn't inaccurate.
12 Soldier deploys?

13 A Yes.

14 Q Gets to post or station or whatever?

15 A Yes, sir.

16 Q And then there would be a lag posted time
17 between when she gets there and her e-mail set up?

18 A Yes, sir.

19 Q And then eventually as we all hope and pray
20 when we're in Iraq or Afghanistan there's a period of
21 deployment ends and we redeployed?

1 A Yes, sir.

2 Q For a period of time the GAL will still
3 reflect someone who has redeployed --

4 A Yes for a period of time. If things are
5 done right it's usually 24 or 48 hours. If not we
6 would run a script (INAUDIBLE) was inactive for longer
7 than 90 days.

8 Q And that was a task that was down to the
9 lower level communications folks making sure that the
10 24 to 48 hours?

11 A The low level. The upper level -- the
12 overhead piece was the script for the 90 days for the
13 (INAUDIBLE).

14 Q The same thing for someone had who had to
15 leave in the middle of deployment never to return, you
16 would hope that the lower level communications people
17 would take them off, take them out of the active
18 directory thereby taking them out of the GAL?

19 A Yes, sir.

20 Q That's the process, you get put into the
21 active directory to get access to the system; is that

1 right?

2 A Yes, sir.

3 Q And once you're in the system as user you
4 can pull the GAL?

5 A Yes, sir. It allows you to look on to your
6 machine and you have visibility or access to the GAL.

7 Q A GAL as taken at any particular point in
8 time there would be people in country with just no
9 e-mail access set up yet, that there would be people in
10 country that just don't have their e-mail (INAUDIBLE)
11 and going to have e-mail. Do you see what I mean?

12 I just (INAUDIBLE) that period of time we
13 were talking about where my e-mail account isn't set up
14 yet?

15 A You would have a run of personnel, yes.
16 Been there for the first 24, 48, 72 hours, maybe up to
17 a week, depending on the size of the file and the
18 competency of the staff. You can be a little
19 (INAUDIBLE) you can sit it around without access to the
20 e-mail.

21 Q Is that snapshot that was taken on a day of

1 those individuals, wouldn't be on?

2 A It's a possibility, yes, sir.

3 Q And the snapshot that was taken for that
4 same day for people who redeployed but the information
5 just hadn't come off the network?

6 A Yes, sir.

7 Q As we look at?

8 MAJOR HURLEY: May I publish Prosecution
9 147.

10 THE COURT: Yes.

11 BY MAJOR HURLEY:

12 Q Prosecution Exhibit 148 Bravo. Direct your
13 attention there.

14 A Yes, sir.

15 Q You indicated on direct that all of these
16 e-mails were Iraq centric e-mails, correct?

17 A Yes, sir.

18 Q Now, if I'd linked up my AKO would it show
19 it for any of these individuals?

20 A No, sir.

21 Q It wouldn't show it?

1 A No.

2 Q Would it show it to any user that was
3 accessing the GAL?

4 A For instance, when we created your account
5 if you saved (INAUDIBLE) this or, for instance, when
6 you have an Enterprise e-mail account your Enterprise
7 e-mail account is linked to your AKO. So it's tied --
8 so if you were to look at this traffic if you were to
9 look at this screen now if you can look at (INAUDIBLE)
10 there you would see both this e-mail and that one, but
11 your usarmy.mil of this domain (INAUDIBLE) of this
12 domain unless that traffic (INAUDIBLE).

13 Q Typically speaking when you would pull --
14 when a user would pull the user GAL, this is what
15 you'd see?

16 A Yes.

17 Q And in February 2010 you wouldn't even see
18 an AKO e-mail address up there?

19 A No, sir.

20 Q But now adays with mail.mil?

21 A We did have a small number of personnel who

1 had their e-mail accounts linked, a lot of a CENTCOM
2 personnel. They had their e-mail accounts linked. So
3 you to so if you Major Hurley had CENTCOM business and
4 SFI business at the same time then we would have linked
5 both of those e-mail accounts within that.

6 Q And it would pull them up?

7 A It would only pull them up your Iraq
8 centric e-mail, sir.

9 Q And at the time -- at the time and this is
10 February 2010, what we had back then were home stations
11 e-mail accounts. Let's say I (INAUDIBLE)?

12 A The was not (INAUDIBLE).

13 Q And this was home station e-mail address if
14 I deployed to Fort Stuart for Iraq that's not reflected
15 up here, is it?

16 A No, sir.

17 Q And it wouldn't be reflected in the user
18 GAL that you would pull the from Iraq?

19 A Only if we had access to -- if we were
20 (INAUDIBLE) those other domains. For instance, if I
21 could search CENTCOM's GAL list by putting these people

1 are (INAUDIBLE) installed we had sync services with
2 those services, the same with the divisions up to the
3 (INAUDIBLE) USFI and down and they with some on syncing
4 with the (INAUDIBLE) domain for Afghanistan and quite
5 and Qatar you would be able to pull those as a user
6 within the GAL to authenticated onto.

7 Q You would have to pull them by name or
8 would they come up?

9 A You would have to do the search. I would
10 have to say Hurley control K and then you would have
11 gotten the guys in USFI and anybody we had in
12 (INAUDIBLE).

13 Q Help my me understand. Correct me if I'm
14 wrong, Chief. If you had this software and it's
15 working normally once the active directory is
16 established then the GAL function can occur; is that
17 correct?

18 A Yes, exchange pulls that GAL from active,
19 correct.

20 Q And that's as easy as pushing as button?

21 A From a user perspective, sir, or from a

1 actual services management.

2 Q From a user perspective?

3 A From a user perspective, yes.

4 Q Any particular user would have been the
5 access to all groups inside the domain?

6 A No, sir.

7 Q And so the users access and the GAL that
8 they pull would reflect the domains they have access
9 to?

10 A Yes, sir.

11 Q So he wouldn't as the user in that he
12 wouldn't have had access to the entire user GAL?

13 A Access and visibility, sir, that's what I'm
14 asking for access or visibility. Access, yes, as long
15 as I'm doing sync with those other domains I can search
16 and look.

17 Q But --

18 A But did you just do a control K and all
19 populate, no, sir. They would require elevated level
20 of (INAUDIBLE) to be able to do something like that.

21 Q Just so I'm clear that all the resources

1 you talked about with Captain Von Elten they are
2 required for (INAUDIBLE) entirety of the operations, so
3 to build and maintain an active directory to do the
4 other functions the active directory performs as well
5 as to establish a global address list or GAL.

6 A Yes, sir. It's in all encompassing
7 servers. (INAUDIBLE) I don't have exchange without
8 active directory or any of those other services.

9 Q Now, you indicated, Chief, that the names
10 on the CDs they matched each other?

11 A Right. If you were go down to them like
12 the first two on the top of the GAL General Austin and
13 General Odierno on the other two it was also General
14 Austin and General (INAUDIBLE) e-mail addresses.

15 Q Did you compare those names or the
16 information on that CD to the global address as of May
17 of 2010.

18 Q Did you personally do that? Did you
19 personally compare the information you were getting on
20 the CDs did you compare to it something other than what
21 was on the CDs to what you knew the global address was

1 in 2010?

2 A No, I didn't do anything else other than
3 (INAUDIBLE).

4 Q So you didn't -- logically you don't do a
5 line-by-line comparison to those things and what was on
6 the GAL?

7 A No, sir. I could guarantee though those
8 were both General Austin and General Odierno's e-mails.
9 I had to deal with them on a regular basis.

10 MR. HURLEY: Understand that, Chief.
11 Nothing further, ma'am.

12 THE COURT: Redirect, Major Von Elten.

13 REDIRECT EXAMINATION

14 BY MAJOR VON ELTEN:

15 Q Chief Nixon, how many e-mails can somebody
16 send if the exchange or network goes down?

17 A None.

18 Q If somebody downloads the entire GAL to a
19 computer, how many e-mails can he send if the exchange
20 or network goes down?

21 A None.

1 Q When you reviewed the names on Prosecution
2 Exhibit 47?

3 A Yes, sir.

4 Q Do you recognize other names?

5 A Actually, there were a couple of system
6 administrator names belonging to headquarters. If you
7 go down the list a little ways there's a special camp
8 Hosen is the list and then there's there were a number
9 of group accounts that I recognized like the catfish
10 account which was all of the air movement of the
11 theater, a couple of fire brigades (INAUDIBLE).

12 Q Where were those people stationed tell you
13 the truth?

14 A They were all in Iraq.

15 Q Were they part of USFI?

16 A Well, actually they weren't part of just
17 USFI, they were part of other organizations within
18 Iraqi as a whole. They weren't actually USFI they
19 belong to do all of Iraq different.

20 Q Were they part of the GAL?

21 A Yes, sir.

1 MAJOR VON ELTEN: Thank you. Nothing
2 further.

3 RECROSS EXAMINATION

4 BY MR. HURLEY:

5 Q Downloading, if a user wanted to download
6 the GAL, was it prohibited? Let me rephrase my
7 question.

8 If a user wanted to download a GAL for his
9 brigade, was that prohibited?

10 A Normally a user wouldn't have the ability
11 to do that, sir. You would have to do a manual cut and
12 paste process to even then it wouldn't be an easily
13 executable process without outside software. It's not
14 a user function to be able to download the GAL as a
15 whole.

16 That's why when we had the conversations --
17 do you want to specific access and visibility because
18 they're two very different things? Visibility to the
19 GAL as a whole within Iraq, yes, without a doubt to
20 actually pull down and see all of the contextual
21 information within the GAL as you were to pull down to

1 Excel (INAUDIBLE) is a very different entity, not a
2 user level access task.

3 Q Just to make sure I've got it all, Chief,
4 there can be an active directory without a GAL?

5 A Yes, sir.

6 Q But there cannot be a GAL without an active
7 directory?

8 A No, sir.

9 MR. HURLEY: Thanks.

10 THE COURT: I have a few questions. Let me
11 make sure I understand your testimony. So I have the
12 active directory which you basically have set up all of
13 the user account information goes in and it's
14 structured to I guess keep it a certain way?

15 THE WITNESS: It's just structured to make
16 sure all of my servers are able to talk to one another
17 across the network and maintain my relationships with
18 other servers in other domains. The user bill is just
19 a part of that active directory function.

20 THE COURT: So the user bill would be, if
21 I'm understanding your testimony, in an active

1 directory is structured such that users can go in and
2 with control K access certain information about people
3 who are part of the directory?

4 THE WITNESS: Yes, ma'am. The exchange
5 server. So you (INAUDIBLE) you're using Outlook, the
6 exchange server pulls that information from active desk
7 directory to present to you in a formatted that you're
8 able to digest so you're able to use that is
9 information.

10 So if you hit control K and you see you
11 and the other people with that the last name
12 (INAUDIBLE) smaller search.

13 THE COURT: Is it similar to Outlook today
14 where if you check addresses or --

15 THE WITNESS: All of that is different
16 parts of the same functionality, ma'am.

17 THE COURT: If you download say do a
18 control K and you get all of the addresses, are you
19 able to go to particular addresses when you click on
20 their names, get the properties and other things at the
21 top of the screen and then find out further information

1 about that from these addresses?

2 THE WITNESS: Yes, ma'am.

3 THE COURT: So if you push control K is it
4 like a database thing?

5 THE WITNESS: It's a quick key function,
6 ma'am, for the same thing. That's all it is. If
7 you're talking about if you bring up the two functions,
8 you start typing in names, the same thing. Control K
9 is just a quicker way to do it. That's all it is.

10 THE COURT: Any follow-up questions
11 based on mine?

12 MAJOR VON ELTEN: No, ma'am.

13 MR. HURLEY: No, ma'am.

14 THE COURT: Temporary or permanent
15 (INAUDIBLE).

16 MAJOR VON ELTEN: Temporary.

17 THE COURT: Let me make sure I don't have
18 any final questions here. I don't think I do. You are
19 temporary excused. Please don't discuss your testimony
20 or knowledge of the case with anyone but the lawyers or
21 the accused while the trial is going on.

1 MAJOR FEIN: United States requested
2 (INAUDIBLE).

3 THE COURT: Court is in recess until 3:30.
4 (Hearing recessed at 3:20 p.m.)

5 (Hearing resumed at 3:30 p.m.)

6 Whereupon,

7 CHIEF WARRANT OFFICER ARMOND ROUILLARD,
8 called as a witness, having been first duly sworn to
9 tell the truth, the whole truth and nothing but the
10 truth, was examined and testified as follows:

11 DIRECT EXAMINATION

12 BY MAJOR FEIN:

13 Q You are Chief Warrant Officer Armond
14 Rouillard ruin of United States Army first IO command?

15 A Yes, sir.

16 Q Thank you.

17 Chief, what is your current position at
18 United States Army first IO command?

19 A I'm the senior tech advisor for the
20 Lieutenant commander for secretary bat first IO.

21 Q What does it mean to be the senior tech

1 advisor?

2 A To advise him on anything that affects the
3 battalion mission. So one of our missions is the cyber
4 op 4 teams, and we use them to test brigades that are
5 getting ready to deploy through attack networking,
6 attack methodology. And so I'm responsible for the
7 training and maintenance of those guys.

8 Q And is that the mission of the first IO
9 command?

10 A Yes, the vulnerability assessment of our
11 networks for the Army.

12 Q And I guess how broad or how comprehensive
13 is that charter?

14 A Pretty wide. Up until very recently they
15 also managed the regional certs which are directly we
16 have those based across the United States. So we have
17 cert for conce for the United States in Fort Huachuca.
18 We have one for the southern area. So first IO manages
19 those guys and they're responsible for detecting
20 attacks or responding to intrusions or unclassified
21 spillages across networks.

1 Q What's a cert?

2 A Computer emergency response team.

3 Q And is that what the first IO command team
4 does, still manages the certs?

5 A Not any more. We assist with it, sir, but
6 that mission is passed to the Army cyber, but we're
7 still in the business of helping those guys, but we
8 also have the Army's red team, blue team, green team.
9 The guys that go out and help tactical units with
10 network assessments for vulnerabilities and bring guys
11 in later to give them reports.

12 Q And you just threw out three colors, red,
13 blue, and green. Could you explain for the Court what
14 a red, blue, and green team are?

15 A So when a mission gets ready to deploy
16 probably about nine months out or so they stand up all
17 of their network systems and they prepare to deploy.
18 And the first team they get is what we call a blue team
19 which comes in and does an initial assessment.

20 It will assess the network, go look for
21 vulnerabilities, find of them, figure out what their

1 general posture is because a lot of these systems
2 fielded from PMs and they might have default
3 configuration.

4 We go through a process where the blue team
5 comes out and does an assessment does and gives a
6 report back to the commander. After they've had a
7 little bit then maybe a month or so then a green team
8 comes out and does pretty much the same thing, will sit
9 there and help the unit configure their equipment to
10 meet the suggested configuration changes so they're not
11 in default configuration protecting them from attacks.

12 Later on probably three or four months
13 before they deploy during an MRX or a war fight or some
14 exercise they'll have the red team come out which is
15 one of the final stages and the red team will simulate
16 the enemy and try to attack their network through
17 social engineering or other cyber attack type tools and
18 then again they give a report back to the commander on
19 how effective they were, what configuration changes
20 they need. All of that happens at home station.

21 The final part of that assessment is the

1 cyber op 4 teams which 2nd battalion first IO has and
2 as the brigade is at JRTC getting ready to deploy they
3 again stand up but the commanders now in his
4 operational focus.

5 We have the op 4 guys on site simulating
6 enemy and trying to break into their systems to
7 demonstrate to the commander what the affects of the
8 cyber domain are.

9 Q And you just used two other terms. Can you
10 explain for the Court what you mean by attacks, prevent
11 attacks?

12 A Right. So we perform a lot of
13 vulnerability assessment, looking at the networks or
14 the configurations or of their network equipment or
15 their services or Enterprise level conversations like
16 active directory or exchange and we assess it for
17 vulnerabilities to help them defend, better help them
18 implement the appropriate configurations into their
19 systems.

20 Q And which networks are you talking about?

21 A Prism SIPRnet.

1 Q What about NIPRnet also?

2 A We do also assist with the assessment of
3 those, primarily at CTCs they only scan up the SIPRnet,
4 but the if they bring out a NIPRnet then we'll also
5 enter those.

6 Q What is your current branch and MOS?

7 A 255 sierra.

8 Q What is that?

9 A It's an information protection technician.
10 So about 2008, 2007/2008 the Army realized that we had
11 this cyber domain similar to air, sea, land. We also
12 encountered a lot of combat in the cyber domain.

13 So realizing we needed to fill that defend
14 that gap the warrant officer corp assessed the signal
15 warrant assess that had we needed to provide additional
16 training to help our guys be the technical experts on
17 the ground for protecting this domain.

18 So created a 255 sierra MOS which is fed
19 from the Alphas, the 255 Alphas, the 255 Novembers
20 which are signal warrants. They're an assessment
21 process. They have IA level 3 which requires a certain

1 level of certification. They submit a resume which is
2 a, you know, a raw define skill set that they've worked
3 in the information assurance field and then their given
4 an assessment exam, and if they meet all of those
5 requirements they come to Fort Gordon to the 255 sierra
6 course and attend about six months in training on
7 network defense capability such as forensics, perimeter
8 defense, pen testing, which is that vulnerability
9 assessment from the outside trying to attack into a
10 network and looking for a way it can be exploited,
11 incident handling and other cyber domain relates
12 skills.

13 Q And what year was the 255 sierra MOS
14 created?

15 A Officially we started flagging warrant
16 officers at 255 sierra just this past year. We've been
17 training them since 2009 or 2010 I believe, right
18 around in that period. We started design of the course
19 in about 2008 and I was one of the guys that they
20 reached out and said, what needs to be in this course
21 because I had been working the field for a while on

1 this when we asses we kind of did a lot of broad sweeps
2 looking for what commanders were looking for, what were
3 the holes that we can fill as signal warrant officers
4 to fill that gab.

5 It's been successful to the model to the
6 point that the signal corp is now also developing
7 similar tracks for our enlisted and for our officers.

8 Q And what was your role, or excuse me, have
9 you ever taught in the field of cyber security?

10 A I have. So I was one of the eight
11 selected -- one of the initial instructors for the 255
12 sierra course. A lot of especially in this type of
13 field in the cyber field you have specialization.

14 So my specialization was securing Windows
15 environments and the pen testing area.

16 Q And again what specifically is pen test,
17 not to technically, just in layman terms?

18 A To attack or assess a network from an
19 external view kind of thing. So you're assessing that
20 network posture looking for potential ways that an
21 adversary can exploit it for their gain.

1 Q How long did you instructor, teach as a 255
2 sierra?

3 A Three and a half years.

4 Q Are you still currently instructing?

5 A I do actually. So I'm twice a year I
6 travel back down to Fort Gordon TDY and I teach the
7 securing Windows block.

8 Q What do you mean by securing Windows?

9 A Part of our courseware is based on industry
10 standards. Sands is a well known corporation for
11 training in this field. So the Army uses sands
12 training for portions of ensuring that our information
13 protection warrants are trained properly and certified
14 according to industry standard.

15 So one of the courses we have is the
16 securing Windows and preventing malware which I'm
17 responsible for.

18 Q And you spoke about certifications, what
19 type of certifications do you have?

20 A I have a number of certifications. I
21 started certifying as a system administrator. So I

1 have various Microsoft certifications in administration
2 such as certificate 2003, 2008. I have exchange
3 certifications for -- and all the Microsoft
4 certifications are based on knowledge and expertise and
5 experience for whatever you've been certified in.

6 In the cyber field I also have six GS
7 certifications which are the certs that we use to
8 standardize or training for the 255 sierras and some of
9 those would be securing Windows, pen testing, incident
10 handling, securing the perimeter and a couple of
11 others.

12 Q And what do you mean by securing the
13 perimeter?

14 A Securing the perimeter involves all of the
15 network type gear that would be on the external part of
16 a network. So you'd have the user part of the network
17 where a lot of computers plug in. You have the
18 services part of the network where you've got your
19 servers and your Enterprise level services such as
20 SharePoint and exchange, and then you've got the
21 perimeter with your firewalls and your intrusion

1 detection devices and router configuration and that
2 kind of thing.

3 Q What were are your duties or your
4 assignment prior to being assigned to first IO command
5 at Fort Belvoir?

6 A Prior to that I was an instructor at Fort
7 Gordon. Before there I worked at the Microsoft
8 security response center for a year on a training with
9 industry programs.

10 So the military has a program where they'll
11 take a green suiter, put us into a civilian
12 corporation, and I had the luck of working at Microsoft
13 in the place where they handle all of the zero day
14 exploits that Microsoft works with, and a zero day
15 exploit is something such as an exploit that they're no
16 known patch for that vulnerability for yet and those
17 are highly valuable.

18 So the Microsoft security MSRC really
19 taught me a lot how corporations deal with this threat
20 of malware or malicious software vulnerabilities in
21 their operating systems and how they respond to it and

1 how about they triage it and how their teams handle it
2 at the program manager level type of thing.

3 Then prior to -- so walking backwards,
4 prior to working at MSRC I've been a system
5 administrator at the BCT in the division level since
6 '94 and prior to that was phones.

7 Q What about your experience with mail server
8 certifications or e-mail certifications.

9 A Since from '94 through -- 1994 through 2007
10 I ran Enterprise level services for the Army at the
11 brigade and division level. That includes active
12 directory exchange, SharePoint, update servers, client
13 management, building the local network, configuring the
14 local network. That kind of stuff.

15 The easiest way to sum that up is
16 commanders expect garrison style services in a tactical
17 environment. So that's what we provide.

18 Q In your current capacity what echelons do
19 you currently work with within the command structure?

20 A I'm not really sure --

21 Q You had previously testified that you at

1 first IO command provide red team (INAUDIBLE) for
2 support. At what level do you provide that support to?

3 A Yes, sir. Any unit that requests it. So
4 it would be anywhere from a strategic unit that's a
5 base. It could be Fort Meade would request a pen test.
6 It could be a command unit such as Army cyber. Army
7 cyber may request a pen or it could be a single brigade
8 combat team. So the scope ranges pretty wide.

9 Q Have you deployed before?

10 A Yes, sir. I deployed a couple of times.
11 The last two deployments were with 1st cav into Iraq?
12 2004/2005 and 2007/2008. I was one of the two senior
13 warrant officers in the G6 for the division at MNDB.

14 Q Who what was your role during those two
15 deployments? What were your duties?

16 A Me and my other chief we managed all of the
17 Enterprise level services and the network that
18 supported the 3,000 clients that were on Camp Liberty,
19 and (INAUDIBLE) so first deployment we managed a active
20 directory and exchange configuration for -- I can use
21 file names.

1 Q Yes.

2 A Camp Fagi, Camp Felton, green zone and Camp
3 Liberty tied all of those together in a single network
4 that spanned the wide area network across Baghdad, and
5 then the second deployment BCTs we assisted the BCTs in
6 standing up their own domain level services. So we
7 didn't have as much network traffic.

8 Q When you say expand the wide area network,
9 briefly explain what you mean?

10 A Tactical networks when we put in tactical
11 networks. It's very similar to a commercial network
12 just a much more limited availability. So like Fort
13 Meade is tied to Fort Belvoir across a network both
14 with phone and with data, but in a tactical environment
15 the Army has to put those systems in.

16 So we have signal assemblages through
17 satellite or on a site that will establish the
18 conductivity which introduces some unique variables
19 into signaling where we've got to manage band width a
20 lot better than in a garrison environment, but it
21 allowed us to connect -- having all of the servers on

1 Camp Liberty for the first deployment allowed to us
2 manage all of the users in one location rather than
3 having them scattered across (INAUDIBLE).

4 Q Is that true for SIPR and NIPR.

5 A Yes, sir, and CENTRIS.

6 Q What is that?

7 A We call it the blue network. So it's a
8 network that's higher than unclassified but lower than
9 SIPR that we share classified information with our
10 coalition partners, whoever's in that area. There's a
11 CENTRIS Iraq, there's a CENTRIS Afghanistan, there are
12 separate networks that have a certain pool of coalition
13 partners that ever access to that network.

14 Q And earlier you said that when you set up a
15 network technically you have to be concerned about
16 limited availability. What do you mean by that?

17 A Primarily the band width. So here to Fort
18 Belvoir in a garrison environment we have a very large
19 data pipes and it doesn't really matter what users do
20 because the network will support it.

21 In a tactical environment we try to

1 limit -- we're much more cognizant of users on the
2 network because it directly affects missions that are
3 going on. If, for instance, I've got a lot of people
4 surfing the web doing recreation browsing it may
5 directly affect the commander battle update brief or it
6 might affect a UAD theater or something else. So we're
7 very aware of monitoring band width.

8 Q When setting up this tactical network at
9 least for NIPR, does that access to the information on
10 NIPR network?

11 A So who has access to NIPRnet? Just about
12 ever soldier in the deployed environment who would have
13 access to the computer. Most all of the computers are
14 plugged into it.

15 Q What is USFI?

16 A That's when I was deployed it was the MNCI.
17 That's U.S. forces Iraq. So that's what MNCI morphed
18 into after my departure from the theater. It's
19 basically what I call the corp headquarters. So it's
20 the higher headquarters that manages all of the
21 divisions in Iraq.

1 Q When you were in Iraq in 2008, what client
2 did MNCI use to manage e-mail in Iraq?

3 A They use Outlook. Outlook is the user
4 client that resides on the work station. The Army has
5 chosen to use Microsoft products for their Enterprise
6 solutions. So the brigade, divisions, and corps and
7 all of them are fielded for their Enterprise level
8 services, Microsoft server for the user management,
9 Microsoft exchanges for the mail, and Microsoft
10 SharePoint for document sharing. Those are the primary
11 three Enterprise level type services that you would
12 encourage.

13 Q What is a global address list or a GAL?

14 A The global address list is a list of all of
15 the e-mail addresses available to a user to send e-mail
16 to.

17 Q And what networks had a GAL in Iraq?

18 A All three of them the NIPR, SIPR, and
19 CENTRIS.

20 Q Who had access at least to the NIPR?

21 A Anyone who had --

1 MR. HURLEY: Personal knowledge.

2 MAJOR FEIN: I'll ask a foundational
3 question.

4 BY MAJOR FEIN:

5 Q When you were in Iraq in 2007 to 2008 who
6 had access to the GAL?

7 A Anyone with access to the NIPRnet that
8 had -- anyone who had assess to the NIPRnet that had a
9 user account.

10 THE COURT: How do you know that?

11 THE WITNESS: Ma'am, all user accounts have
12 an e-mail address and to get access to the GAL they
13 just open up Outlook and the GAL is there.

14 CAPTAIN TOOMAN: In 2007 and 2008 was not
15 necessarily true in 2009 and 2010 which is the time
16 frame at issue.

17 THE COURT: Are you going to carry this
18 over?

19 MAJOR FEIN: I may ask additional questions
20 for foundation.

21 BY MAJOR FEIN:

1 Q How many years have you been working with
2 Microsoft products dealing with e-mail?

3 A Since Microsoft exchange I've got five
4 which would have been around '98, '99 I believe.

5 Q Have you worked with you said Microsoft
6 exchange at the time 5.5 or something and it's
7 successors since then?

8 A Yes. So 5.5 to 2000, 2003, to 2010, I'm a
9 Microsoft trainer. So I constantly work with the
10 Microsoft products. For the Signal Corp for the signal
11 warrant officers I instruct a five-day block for
12 exchange server.

13 Q And in your current capacity or in your
14 capacity as a trainer and your capacity at first cyber
15 command do you have personal knowledge of the different
16 types of -- Microsoft Outlook and exchangers used
17 across the Army on NIPRnet?

18 A I am.

19 Q Including and at the time Iraq and
20 currently in Afghanistan?

21 A Yes, sir. So the systems that the

1 brigades, divisions, and corp use is quality BCCS or
2 battle command and control system. It's a system
3 fielded by tactical battle command on all of the active
4 duty signal units that provides their Enterprise level
5 services. All of them are fielded the same.

6 We train all of the soldiers at Fort Gordon
7 on how to operate these systems. They have a general
8 consistency on how they are configured and fielded.

9 Part of that fielded is their active
10 directory configuration and exchange configuration and
11 so on, their SharePoint configuration.

12 Q I'm sorry, Chief, was that true in 1997?

13 A Yes, sir.

14 Q Was that true in 2008?

15 A Yes, sir.

16 Q Was that true in 2009?

17 A Yes, sir.

18 Q What about 2010?

19 A Yes.

20 Q 2011?

21 A Yes.

1 Q Today?

2 A Yes, sir.

3 MAJOR FEIN: Your Honor, probably
4 foundation has been laid here on whether the witness
5 knows whether Microsoft Outlook was used in Iraq during
6 the time.

7 THE COURT: Overruled. So why are we
8 talking about 2007 and 2008?

9 MAJOR FEIN: Ma'am, the only reason for the
10 2007/2008 is simply to lay a foundation for Chief
11 Rouillard being qualified as an expert in global
12 address lists, their value, cyber threats.

13 THE COURT: All right. You heard what the
14 government wants to do. Are you going to object to
15 this expert or?

16 MR. TOOMAN: We are objecting.

17 THE COURT: Foundation, relevance,
18 overruled.

19 BY MAJOR FEIN:

20 Q Who had -- who again going back to Iraq,
21 who had access to the NIPR GAL in 2010?

1 A All personnel who worked in a staff
2 environment or needed access to e-mail for their daily
3 duties would have had access. Basically if they had an
4 e-mail address and had an active account they had
5 access to the GAL.

6 Q Could any personal on there have access?

7 A They could, but you would need a
8 demonstrated I need to have. So we had a large number
9 of soldiers in theater, a lot of soldiers were doing
10 other duties that didn't require e-mail. So if they
11 were on a team that kicked in doors or something like
12 that or went out constantly they wouldn't necessary
13 have an e-mail account.

14 Q Who outside the Army or Department of
15 Defense had access to it?

16 A To our e-mail servers?

17 Q Correct.

18 A Nobody.

19 Q How is a GAL created?

20 MR. TOOMAN: Objection.

21 THE COURT: Overruled.

1 THE WITNESS: So the GAL was just a list of
2 e-mail addresses. I say just, but it's a list of
3 e-mail addresses that's created automatically when
4 mailboxes created for that user. When you go into an
5 exchange server and create a user mailbox an e-mail
6 address is created and added into a different portion
7 of the exchange server.

8 The exchange server takes all of those
9 e-mail addresses, compiles them into what's called
10 the GAL and creates a GAL for that server. In Iraq
11 or in our deployed environment or even in the
12 corporations connectors are put between different
13 exchange servers. Those exchange servers, such as a
14 brigade and its division, will then exchange a copy
15 of their GALs to keep it simple. They exchange a
16 copy of their GALs and then get one larger GAL with
17 the division and the brigade and that happens up the
18 chain so to speak.

19 So MNCI or USFI that division GAL which
20 has been build with all of the brigades in the
21 division gets replicated to the corp level and now

1 that single corp level is replicated across. That's
2 why you can sit in 2nd brigade 4ID and e-mail
3 somebody in 2nd brigade 1st cav who sit next to each
4 other but are on different servers because they
5 share a common GAL, and that's why we do it.

6 BY MAJOR FEIN:

7 Q So your very first step you said, once the
8 user information is input, what do you mean by that?

9 A So as certain users need access to active
10 directory or an e-mail account. When that user account
11 is created they're given an e-mail address. That
12 e-mail address for us, for 1st cav, from 2003 to when I
13 left and even now we train guys at track now we train
14 them to use the AKO mail.

15 So for instance myself my Army.rouillard,
16 instead of being at usarmy.mail is at 1CDArmy.mail. Do
17 that for a number of reasons. If I have a bunch of
18 John Smiths in the brigade that John Smith is the same,
19 I don't have to worry about deconflicting it because
20 AKO or the U.S. Army mail has already deconflicted all
21 of that.

1 So if Captain Smith id John.smith there on
2 AKO when he gets his account created in the brigade
3 server he'll be John.smith3@2BCT1ID.

4 Q When you talk about account creation, who
5 does that?

6 A Normally the G6 help desk or the S6 help
7 desk will do it or the tech guys, but it's most always
8 in the S6, G6 area.

9 Q So in order to have e-mails populate GAL
10 what must a potential user do?

11 A You must request and account.

12 Q And then what happens with that request?

13 A It's given to the G6 area, the help desk
14 and they either approve it or disapprove it. If they
15 approve it they create the account.

16 Q And briefly how does an account get created
17 by that individual soldier?

18 A So there's two parts to it because there's
19 active directory in exchange. So I have to create the
20 active directory account first which normally was our
21 help desk it would be Specialist stone was my guy. He

1 would sit down, open the terminal, open up the active
2 directory management tool and create the user account
3 from the request form that was filled out by the person
4 requesting the account.

5 It would have such things as first name
6 last name, AKO mail address, unit you've worked in, any
7 potential distribution lists you need to be on.

8 Distribution list is just a collection of
9 e-mail addresses I could e-mail quickly. So if wanted
10 to e-mail command group I could e-mail command group at
11 (INAUDIBLE) and it would go to everybody in that group.
12 So you might have a number of those.

13 So that active directory account gets
14 created so that they can log into the domain and then
15 an e-mail account is then created which creates a
16 mailbox for them and gives them their actual mail
17 address.

18 Q So from receipt of the request form to
19 completion of an e-mail account to population into the
20 GAL, how much time is a single soldier or person
21 spending on that one e-mail account on?

1 A If it's an individual one, probably 10, 15
2 minutes from the time they get the form to filling out
3 all the information to it populating. There are
4 automated tools that allow us to do that that sometimes
5 we'll prep before we deploy so we'll have spread sheet
6 with a bunch of information already filled out and we
7 can input it all at once, but historically it's been
8 easier for us just to get the forms, fill it out from
9 the form and put it in.

10 Q What other resources other than the
11 soldiers or civilians you just spoke about are required
12 to create the GAL?

13 A The soldiers work station in the help desk
14 area that he's working on, the software that's running,
15 and then the server resources that the account is being
16 created.

17 Q And again briefly what do you mean by
18 server?

19 MR. TOOMAN: We'll object on --

20 THE COURT: Overruled.

21 BY MAJOR FEIN:

1 Q And, in general, what are the different
2 types of exchange server resources you're talking
3 about? Please explain for the court?

4 A So to run a server you have the physical
5 box or the server itself. There's the power that
6 supports the server. There's the room that the server
7 has to sit in. There's the air conditioner that you
8 have to buy to cool the servers, the network cabling
9 all has to be built, network configuration, that has to
10 occur to allow the servers to talk, and then there's
11 also the update, the security configuration and all the
12 management of that server.

13 BY MAJOR FEIN:

14 Q And when you talk about management of the
15 server, what do you mean?

16 A Anything from daily backups to reviewing
17 logs for potential problems. With e-mail servers
18 specifying you'll have -- if you type an e-mail wrong
19 it will hang in the queue, and with tactical networks
20 that's an issue because it's trying to send out these
21 mails and it's bouncing against the queue so it chugs

1 it up.

2 So you'll go in and check your queue, make
3 sure your queues are clear, make sure somebody is not
4 sending out the 10 meg powerpoint slide, that kind of
5 thing. So somebody will periodically go in there and
6 review the outbound or the inbound queue or see if
7 there's any trouble.

8 Q Specifically what about for the GAL
9 before -- I'm sorry, let me ask you this.

10 How do you separate the resources either
11 physical resources, equipment, or the soldier resources
12 from operating and maintaining and creating the GAL
13 versus everything else you've just talked about the
14 active directory and the other portions of Microsoft?

15 A Corporations have separated that pretty
16 well. They'll have active directory administrators.
17 They'll have exchange administrators. They'll have
18 very narrow lanes. For the Army we have a much more
19 limited pool especially at the brigade and division
20 level. So we train our guys how to do everything which
21 gives them a much wider scope of authority, but their

1 workload increases which is okay because we work 12 to
2 14 hours a day, especially deployed. So we don't care,
3 but the same guy that creates the e-mail server account
4 will create the active directory account, will also go
5 in and set up the client's work station. So it may be
6 one guy from receiving that request all the way to
7 configuring the e-mail client.

8 Q And going back to you testified just a
9 moment ago about deconflicting issues, powerpoint
10 slides that might be too big. About how much time does
11 typically is a soldier dedicated to those tasks
12 spending just to maintain the GAL?

13 MR. TOOMAN: Objection, personal knowledge.

14 THE COURT: Overruled.

15 THE WITNESS: So maintain the local GAL is
16 relatively easy 15, 30 minutes a week that you go in
17 and check it. As soon as you take that address list
18 and connect it to somebody else such as another brigade
19 or division or a corp or something now you have an
20 expediential growing scope.

21 A lot of what we saw happen was

1 duplicating e-mail addresses because as long as
2 everyone put them in sequence everything stayed the
3 same and you only had one copy, but if two brigades,
4 for instance, connected to each other and shared the
5 same GAL, if this brigade and this brigade are
6 sitting right next to each other and they are put a
7 connector in without direction from division, the
8 GAL gets replicated twice and now you have duplicate
9 accounts and somebody has to go through and clean
10 that up and trouble shoot it.

11 For us 1st cav we spend anywhere from
12 three to six hours a week working on GAL or address
13 list type issues.

14 Q And that's just at the division
15 headquarters?

16 A Yes, sir.

17 Q And you said local GAL, what about at the
18 brigade headquarters?

19 A So brigade would be the local GAL.
20 Wherever the local server is. So when I say GAL I more
21 mean the entire address list that's been shared between

1 more than one server. Technically it is correct to
2 call a single address list on a single server a GAL,
3 but the GAL normally infers that you have a much larger
4 address book than just your addresses.

5 Q How many exchange servers were there in
6 Iraq in 2010?

7 A In 2008 there was a large number. I'm not
8 sure in 2010.

9 Q Is an exchange server common at the brigade
10 level?

11 A Yes.

12 Q And since when has it been common at the
13 brigade level, what year?

14 A At least 2004.

15 Q 2004 or 2005?

16 A When we started fielding the brigade, the
17 BCCS, the battle command and control systems. Those
18 were fielded to fill that gap for the requirement for
19 commanders to have e-mail servers in the field because
20 what they found was that commanders were deploying and
21 they weren't able to e-mail because the network --

1 originally they would deploy with the concept of we'll
2 use the AKO servers and try to use that.

3 When we try to use Enterprise e-mail now we
4 come into issues over the web. So instead of trying to
5 force commanders to talk to their people that worked in
6 their unit across AKOs, the commanders were having
7 their S6s and G6s stand up e-mail servers. The Army
8 saw that, saw the need for it so that's why they
9 fielded the BCCS systems for the brigades.

10 I believe that started occurring officially
11 at about 2004 or 2005 but I know that as early as 2003
12 all the brigades in the Baghdad area had e-mail
13 servers.

14 MAJOR FEIN: The United States offers Chief
15 Rouillard as an expert in both GAL systems and their
16 values and cyber threats to the Army networks.

17 THE COURT: Yes.

18 MR. TOOMAN: We would object to Chief
19 Rouillard being qualified as an expert in valuation.
20 If we have the opportunity to voir dire? I have no
21 objection to Chief Rouillard being called as a expert

1 with respect to the GAL generally nor do we have an
2 objection to him as an expert in cyber security.

3 THE COURT: Let's assume you're finished
4 with your foundation, are you going to allow the
5 defense to voir dire on the value point briefly.

6 MAJOR FEIN: Yes, ma'am.

7 VOIR DIRE EXAMINATION

8 BY MR. TOOMAN:

9 Q Chief Rouillard?

10 A How are you, sir?

11 Q Chief, you spoke a little bit about a lot
12 of the computer training you had on direct and you also
13 spoke about, you know, a lot of the certifications you
14 have.

15 Have you received any intelligence training
16 like MI training?

17 A I have not.

18 Q Have you received any training on how one
19 would go about valuing something?

20 A I'm not really sure I understand.

21 Q Have you gone to any courses where you were

1 instructed on how you would go about assigning value to
2 a thing?

3 A As an officer?

4 Q As an officer, as a civilian.

5 A As an officer we evaluate the value of
6 things pretty regularly I'm not really sure -- no
7 official training other than warrant officer training
8 as an officer in the United States Army. They've
9 taught me to assess the value of something and then we
10 have yearly training on general evaluation of things
11 and their value.

12 Q What does that training involve actually
13 before I ask you that, what sorts of things do you
14 assess for value?

15 A For instance, like risk assessment type
16 stuff. We all Army officers, all Army personnel go
17 through the risk assessment type methodology on how to
18 assess risk assessment.

19 Q So you look at assessing risk. Have you
20 had any instruction on how to assess a monetary value
21 on something?

1 A No, sir.

2 Q Do you have any specialized knowledge in
3 economics.

4 A I do not?

5 Q Understand. Economics.

6 A I do not.

7 Q Have you taken any courses in economics?

8 A One on two basic college level courses but
9 not -- I think I took -- it was a while ago. So not
10 specifically no, sir.

11 Q So maybe like introductory level Microsoft
12 economics and Macro economics?

13 A Yes. I'd have to go back and look at my
14 transcript.

15 Q Have you ever -- of course we need to keep
16 all of this unclassified and I wouldn't ask you to
17 respond in any way that would elicit classify
18 information.

19 Have you ever bought e-mail addresses?

20 A I have had not.

21 Q Have you ever sold e-mail addresses?

1 A I have not.

2 Q Have you ever attempted to buy an e-mail
3 address?

4 A I have not.

5 Q Have you ever attempted to sell an e-mail
6 address?

7 A I have not.

8 Q Have you ever before this case been asked
9 to assess the value of e-mails?

10 A No.

11 Q Have you ever before this case been asked
12 to determine the value of anything?

13 A No.

14 Q Monetary value?

15 A No, sir.

16 Q Have you done any sort of studies with
17 respect to how various factors affect the value of
18 something?

19 A No, sir.

20 Q So nothing on supply or demand?

21 A No.

1 Q Or the nature of information?

2 A No, sir.

3 Q And how that might contribute to value?

4 A No.

5 Q In your Army experience have you ever
6 assessed anything for value, looked at and said this is
7 worth this amount.

8 A Monetary value?

9 Q Right.

10 A No, sir, other than like with our field
11 with servers as they get nearer to life cycle
12 replacement or something of that nature, we do an
13 estimates value of that server. We've had it for three
14 years. It's more cost effective to replace the. That
15 type of depreciation value, but nothing fine night and
16 accurate.

17 Q Okay. And you were asked to evaluate the
18 value of the e-mails, the GAL e-mails, that are
19 implicated in this case?

20 A Yes.

21 Q Without saying what determination you came

1 to, how did you come to that determination?

2 A So open source intel e-mail address list
3 are for sale on the Internet. So there's actually two
4 vaults, monetary value and then the threat value.

5 Q Okay.

6 A The monetary value, because I don't have
7 prior knowledge and I know not in the business of
8 buying or selling e-mail addresses simple binge or a
9 Google search turns up a number of e-mail addresses
10 available for sale. You can go here to by e-mail
11 addresses or there. So you could do a comparative cost
12 to valuation based on that since it's all open source.

13 Q Do you know if that is a common way to
14 value e-mail addresses?

15 A I don't know. I don't sell e-mail
16 addresses.

17 Q Do you know if that method of determining
18 value has ever been reviewed, peer reviewed, subject to
19 peer review?

20 A I do not. If I had a list of e-mail
21 addresses that I wanted to sell I would contact that

1 site and see how much they want to pay for them which
2 they advertise on their site.

3 Q When you visited those websites, I guess
4 when did you visit those websites?

5 A Being asked for this case. When I had
6 discussions with you and when I was being consulted on
7 the value of the GAL, because to me the value of the
8 GAL is much more because I protect our networks the
9 value of the GAL is much more important is what
10 somebody can do were that data be than just selling it.

11 Q I know you said that it was after this
12 started, do you recall a year or my when you did those,
13 conduct the those Google searches.

14 A I believe the first one I did was -- I'm
15 trying to recall when I first came and saw you. Was
16 that October/November, that time frame. I honestly
17 don't remember. Whenever I first sat with you is the
18 first time and then I've looked a couple of time since
19 then, and then as recently as this morning.

20 Q Would you say within the past year was when
21 you ever looked it up?

1 A Yes.

2 Q Did you contact any of those sites?

3 A No, sir.

4 Q Do you know if those sites have ever
5 actually bought an e-mail address --

6 A I don't know for a fact.

7 Q Do you know if they've actually sold an
8 e-mail address to a person?

9 A I don't know for a fact, no, sir.

10 MR. TOOMAN: One moment. Your Honor, we
11 have no further voir dear questions but if I may just
12 layout or objection.

13 THE COURT: Go ahead.

14 MR. TOOMAN: We would object based on to
15 MRE702. I don't believe that the witness will testify
16 based on sufficient facts nor do we believe Google
17 searches other products of reliable principals and
18 methods of valuation.

19 Also I believe those Google searches
20 would be hearsay. Anything that Chief Rouillard
21 would testify about regarding those e-mail serves

1 would be hearsay so MRE073 we would suggest those
2 would be exclude since they are unlikely to be
3 relied upon by valuation experts who do this as
4 their business.

5 THE COURT: Thank you. Major Fein, can I
6 ask why you didn't elicit some of these things before
7 setting up your foundation?

8 MAJOR FEIN: Absolutely, ma'am. The reason
9 some of this was not simply because the United States
10 was offering him as a cyber threat expert to talk about
11 the second prong of what Chief Rouillard, defense
12 didn't ask about, which is there's two different
13 sources for him to evaluate the GAL. The defense
14 didn't elicit the second source. They only elicited
15 the first source which is open source.

16 THE COURT: Am I assuming you want the
17 second source and not the first source results?

18 MAJOR FEIN: The second source, Your
19 Honor based off of since it's mid 1990s and his
20 experience in this field and what this information
21 and how it's used.

1 THE COURT: Are you proposing to ask
2 further questions in laying the foundation?

3 MAJOR FEIN: Yes, ma'am.

4 THE COURT: You said there's two
5 different ways to evaluate value. What are those
6 ways.

7 MAJOR FEIN: May I ask the witness because
8 he didn't actually answer the question.

9 THE COURT: Go ahead.

10 DIRECT EXAMINATION

11 BY MAJOR FEIN:

12 Q Chief, the two sources that you would
13 evaluate the value of e-mail addresses?

14 A There's the monetary value that if you sell
15 it on the open market or you sell it to a commercial
16 entity or a corporation looking to do the spam mail
17 type thing, that's normally not what the Army focuses
18 on.

19 Much more dangerous to us, has the Army or
20 as the government, is the ability to use those e-mails
21 to targets individuals in the military with those

1 e-mails. So using this specific -- can I use this
2 specific address list as an example, the 2nd Brigade
3 10th Mountain?

4 Q Yes, not using laptops.

5 A That address list, for example, is a group
6 of military members who work on Fort Drum who are on
7 the deployment. So if I was an adversary of U.S. Army
8 and I wanted to target a group of individuals and I had
9 those e-mail addresses I could, for instance, pretend
10 to be -- I could craft what we call a spear fishing
11 e-mail which is a targeted fishing e-mail.

12 So you have fishing and then you have spear
13 fishing. So the fishing e-mail is just a blanket send
14 out a bunch of e-mails, I hope somebody clips a link or
15 a responds back a spear fishing e-mail is much more
16 targeted and has a higher probability of the user
17 interaction or user response or user click.

18 So if I craft, for instance, a 2nd brigade
19 10th mountain using this GAL list and the e-mail says
20 I'm from PAO on Fort Drum and I'm looking to award five
21 trips to Disneyland and 20 one hundred dollar gift

1 certificates, fill out the enclosed PDF and send it
2 back to me.

3 Many soldiers that are inexperienced click
4 that link, open the PDF, and fill out the PDF and send
5 it in.

6 Q Is that typically, are those spear fishing
7 endeavors typically done for profit?

8 A They can. And, again, the profit part
9 isn't necessarily what Army network defenders focus on?

10 THE COURT: Yes.

11 MR. TOOMAN: We would object based on under
12 602 personal knowledge of spear fishing.

13 THE COURT: How do you know about all of
14 this?

15 THE WITNESS: Through my information
16 protection technician training.

17 THE COURT: Overruled.

18 THE WITNESS: Actually, to further answer
19 that we're trained specifically on using spear fishing
20 campaigns. So part of the cyber op 4 mission as we go
21 to attack or simulate the enemy at the CTCs we use

1 spear fishing campaigns against the brigades that are
2 in the JRTC to try to get them to come to our website
3 and click our links and install our malware.

4 So the enemy uses a similar tactical.
5 So that pretending to be the PAO he could target a
6 very -- he could send out this e-mail campaign
7 against a very targeted group of individuals who
8 we've seen even today still click the links even
9 though whenever yearly training and the user
10 agreement they signed every year and all of the
11 other training we give them, users still click link,
12 and that's why we use this is to highlight when you
13 click these links this is what happens because
14 ultimately until commanders see the affect on it's
15 cyber stuff they don't want to mess with it.

16 If they see the affect of my G1 or S1
17 lieutenant click the link as part of the spear
18 fishing, her box was promised compromised and now
19 somebody stole the alert roster with names and
20 social security numbers.

21 BY MAJOR FEIN:

1 Q What experience other than the way you've
2 explained quickly for the Court, do you have with spear
3 fishing?

4 A So training. I was trained during the 255
5 sierra course and then also one of our methods that we
6 use now with our cyber op 4.

7 Q And again what is the ultimate goal of
8 spear fishing?

9 A To elicit a response out of who I send it
10 to. So it could either be financial or it could be
11 compromise of that system.

12 Q What do you mean by compromise of the
13 system?

14 A If I can convince a user or if someone with
15 malicious intent can convince a user to click a link
16 and visit my website that I control, I can then install
17 a program on their machine because the user clicked the
18 link, it will grab the file installs on it their
19 computer and then opens a connection back up to my
20 machine.

21 When it does that with my machine listening

1 I can then connect back to their machine with their
2 user credentials because they clicked the link it give
3 me access into their box as if I was them.

4 Q And then you mentioned financial. What do
5 you mean by that?

6 A So I could be just trying to rip you off,
7 so to speak, fill out this link and send me \$25 to
8 enter the raffle for the PAO five Disney vacation give
9 awards or something like that of that nature.

10 Q And in your experience in the last more
11 than ten years of dealing with Microsoft's exchange
12 e-mails and cyber threats, have you seen those types of
13 spear fishing e-mails for financial gain?

14 A Absolutely, on our systems, yes. I
15 couldn't give you specific examples, but we have gone
16 through and the mail systems that the Army, the
17 exchange mail systems usually we sit those behind
18 what's called a SMTP gateway.

19 We'll have a server in front that's
20 filtering a lot of the spam stuff. It's just another
21 configured mail server type of clients that gets the

1 mail before it goes to the mail server. That will stop
2 a lot of the generic, hi, I'm your uncle from
3 Yugoslavia, send me \$200 now for \$500,000 later.

4 That's why Army systems don't get that
5 because we have very good spam filtering systems in
6 place on the garrison network.

7 Target or spear fishing is much harder
8 because now you have a -- first you have a much lower
9 list that you send out, but second it's targeted so
10 you're saying to a clear define list that's again
11 military personnel, 2nd brigade 10th mountain from Fort
12 Drum. So it bypasses a lot of security that's not
13 normally set to filter that. It's not normally in the
14 subscription process that the spam filter will stop
15 that.

16 Q And approximately how many years of
17 experience do you have with these types of spear
18 fishing e-mails that elicit money or ask for money?

19 A Spear fishing has been around since e-mail
20 I believe. So at least since 1995.

21 Q How often since 1995 have you had this

1 firsthand knowledge experience with these types of
2 e-mails?

3 A In my personal mailbox or --

4 Q In your official capacity --

5 A As far as protecting against them, since
6 first Iraq deployment with 1st cav, about 2003 or 2004,
7 and I became responsible for the mail receivers at 1st
8 cav. That's where we focused on protecting our users
9 from spam mail; but, again, the more serious threat for
10 Army guys was people clicking the link or downloading
11 the malware or someone who was not pleased with the
12 United States trying to exploit our military systems.

13 Q Mentioned spear fishers and those, could
14 you -- what are the other groups of people or
15 individual groups that would use e-mails from the
16 United States government?

17 A So part of our 255 sierra training we kind
18 of evaluate the different what I call buckets of
19 threat, and you'll have everybody from -- starts out at
20 the lowest level, and we use this for our training
21 model basically. So as we do our op 4 mission this

1 mirrors very closely.

2 You'll have the low skilled guys or just
3 generally displeased with the government, they might
4 have a blog page or something and say we don't like the
5 U.S. So if they had list they might try to low key
6 general spanware to the whole list. You might have
7 more elite hackers groups like anonymous potentially
8 could use it and then all the way up to nation state
9 actors that would wish us harm.

10 Q What do you mean by nation state actors?

11 A So any other country that's attempting to
12 compromise military networks to -- I'm trying to stay
13 in bounds, but military -- different countries that are
14 trying to compromise military networks to steal our
15 intellectual property.

16 So as an example if I was in a country that
17 didn't like the United States and I could get a
18 contractor that worked on a government project to click
19 on a link that would give my access to his box I could
20 have complete access to that contract project that he
21 was working on. So it's not just military, but also

1 everybody that supports us.

2 Q What about corporations or other corporate
3 actors trying to obtain lists?

4 A The corporate actors would probably fall
5 into more of the financial gain. My experience, I
6 haven't seen Microsoft trying to take over Army
7 systems, but if they were looking to sell X-boxes to
8 soldiers coming back or Ranger Joe.

9 If Ranger Joe common military website that
10 sells military type gear. If you wanted a targeted
11 audience, if he had this global address list of you
12 know majorities Army guys then he has a much better
13 chance of getting somebody to go to his website, so to
14 speak.

15 MAJOR FEIN: Your Honor, United States
16 renews it's move to the Court to qualify Chief
17 Rouillard as an expert in evaluating e-mails -- really
18 the global address list, Your Honor, not the e-mail.

19 THE COURT: That's different than what you
20 originally asked for, you said value?

21 MAJOR FEIN: Yes, ma'am, the value of the

1 global address list.

2 THE COURT: 128 (INAUDIBLE) is anything
3 other than money?

4 MAJOR FEIN: No, ma'am, it's the different
5 markets on how the money and how that valuation is done
6 through the buyers market, thief market, and United
7 States would argue that Chief Rouillard is at least the
8 defense argues that he has assumption on buyers market
9 based off of known ways because he went on Google and
10 looked, but differently in a thieves market as far as
11 his experience with over more than ten years of getting
12 e-mails saying click here how much they're paying and
13 where the sources of those e-mails come from, that
14 would be the authority, Your Honor, or at least
15 (INAUDIBLE)

16 So it's not -- United States is not
17 arguing that value is measured in dollar amounts.
18 We agree with that. It's how it could be measured
19 to determine that dollar amount and United States
20 offers that Chief Rouillard's opinion on that is
21 expert opinion based on his qualifications and

1 experience could aid the Court in understanding its
2 monetary value.

3 THE COURT: Here's what I'm going to do.
4 You have the witness on the stand, I'm going let you go
5 ahead and finish your questioning. I want the
6 government to provide me with authorities for how value
7 is measured. Defense you've already given me
8 something, but you can supplement me with something
9 you've given me in thieves market and I will decide
10 based on those admissions whether I accept those or
11 not.

12 MR. TOOMAN: The defense would request
13 first to --

14 THE COURT: You can do it on cross
15 examination.

16 MR. TOOMAN: Okay.

17 MR. TOOMAN: Okay.

18 MAJOR FEIN: Ma'am, for purposes of a
19 pending objection United States move into the opinion
20 testimony because the United States intends to elicit
21 factual testimony after that.

1 THE COURT: You're eliciting the opinion
2 and your going to move on to something else?

3 MAJOR FEIN: I'll notify the Court exactly
4 when I'm moving on.

5 THE COURT: Okay.

6 BY MAJOR FEIN:

7 Q Chief Rouillard, based off of your
8 experiences with spear fishing, how much does a foreign
9 adversary, how much would they pay for blocks of
10 e-mails you discussed earlier like 210 Mountain?

11 MR. TOOMAN: We'll object based on hearsay
12 and 7503.

13 THE COURT: I've already said I'm going
14 listen to the them and decide afterwards. You can put
15 down in the brief that you'll be filing.

16 THE WITNESS: Repeat the question. I'm
17 sorry.

18 BY MAJOR FEIN:

19 Q Based on your experience with spear
20 fishing, what is your opinion on how much a foreign
21 adversary would pay for a blocks of e-mails like the

1 210 Mountain e-mail block you explained earlier?

2 A So honestly monetary value is hard for me
3 to assess. However, it's one of the top three to five
4 documents that I would seek from an adversary.

5 So a lot of -- one of the first things we
6 do in the -- as your trained in the cyber attack
7 methodology, one of the first things do you is gather
8 intel or open source intel and as you do that you might
9 visit their websites and gather the e-mail addresses
10 that they have on their websites or information they
11 have.

12 So, for instance, if I was interested in
13 Army cyber I would go to Armycyber.usinternetmail and I
14 would look at who is the commander, what his bio reads,
15 and that's why all of those public facing documents go
16 through a very stringent examination by PO to make sure
17 none of that information being released to the public
18 is detrimental or dangerous.

19 With a list of addresses that are specific
20 to that unit especially with reference to this GAL
21 list, in 2010 the other threat was the first part of

1 that e-mail address was their user account.

2 So not only is it their e-mail account, but
3 because we were not doing the smart card log in
4 (INAUDIBLE) it was also their user login. And so all I
5 have to have was their password to login as that user.

6 For value it's when I train my cyber op 4
7 guys I tell then this is one of the top things you
8 want. Also one of the first things we look for because
9 that's our normal attack methodology is you send out
10 some type of spear fishing e-mail to get the user to
11 click on that link to either visit or website or
12 install or malware.

13 MAJOR FEIN: Your Honor, may I have a
14 moment?

15 THE COURT: Yes.

16 MAJOR FEIN: To make easier, the United
17 States withdraws qualifying Chief Rouillard as an
18 expert in the GAL evaluation. The United States will
19 not ask any further opinions of Chief Rouillard on that
20 topic?

21 THE COURT: You want me to disregard what

1 we've just heard?

2 MAJOR FEIN: Yes, ma'am. The United States
3 is going to elicit similar testimony, just fact
4 basis -- frankly, Your Honor, the witness did not give
5 the actual value. So, yes, the Court will disregard
6 that.

7 THE COURT: You want the Court to the
8 disregard everything following Captain Tooman's
9 questioning (INAUDIBLE)?

10 MAJOR FEIN: Yes, ma'am.

11 THE COURT: It's done.

12 MAJOR FEIN: Your Honor, court reporter
13 Prosecution Exhibit 147 Bravo and 148 Bravo.

14 BY MAJOR FEIN:

15 Q Chief Rouillard, I'd like to go back to the
16 GAL itself.

17 A Yes.

18 Q The creation and maintenance. Earlier you
19 testified about -- you testified about the number of
20 soldiers in and hours that soldiers spend on the
21 creation. What is a typical range of that soldier who

1 creates entries into the GAL?

2 A For us normally it was a specialist up to
3 junior NCO at the help desk.

4 Q And that was at the division?

5 A That was at the division, brigade very
6 similar. They just had less people, and for the
7 creation of important accounts like I didn't want my
8 general's account screwed up so would I see it, but in
9 general the help desk managed it just fine.

10 MAJOR FEIN: Your Honor, permission to
11 publish Prosecution Exhibit 147 Bravo?

12 THE COURT: Okay.

13 BY MAJOR FEIN:

14 Q Chief Rouillard, do you recognize this?

15 A Yes, sir.

16 Q What is it?

17 A This is the portion of the GAL that was on
18 the disk that I looked at earlier. This is the user
19 name -- these are the standard type text we would have
20 on the end of the GAL. So as you were searching
21 through if you didn't necessarily know the name you

1 would have other information.

2 So, for instance, from the first line you
3 can tell that John worked, he was a master sergeant and
4 he worked at MFI.

5 Q Okay.

6 MAJOR FEIN: Your Honor, permission to
7 publish 148 Bravo?

8 THE COURT: Go ahead.

9 BY MAJOR FEIN:

10 Q Chief Rouillard, do you recognize this
11 document?

12 A Yes, sir.

13 Q What is this?

14 A This is another portion of that GAL
15 extract. This is actually -- it appears to be have
16 been extracted from the exchange server itself because
17 of the first part where it says first administrative
18 group recipients. That's similar to active directory
19 because active directory and exchange kind of installed
20 together.

21 The primary important part here is the last

1 part of that. For instance, John.Iraqcentcommil. So
2 John.black@iraqcentcommil would have been his e-mail
3 address.

4 Q When forces rotated out of Iraq, what
5 happened at this point to their GAL entry?

6 A Probably 30 days prior would he would start
7 coordination -- the short answer is that their
8 addresses would come out of the GAL relatively quickly
9 because we didn't want expired e-mail addresses out
10 there or duplicates. So as these guys were rotating
11 out within a couple of weeks the higher ups -- so if it
12 was a division or MF or USFI would delete their portion
13 out of their exchange server so it wasn't replicated
14 around.

15 Q And from a cyber threat perspective what
16 potential threats are there with this information being
17 released?

18 A So just this information, if this is active
19 right now I can tell user names, then I just need the
20 password. I can also tell what server they're on. So
21 that there is the server that they're on. So Iraq

1 CENTCOM mill because it's connected to the unclassified
2 network on the NIPRnet, I can get to that server from
3 anywhere. I can get to that from anywhere in the world
4 because that's how we designed them.

5 I can target let me dot black on that
6 server, but this also tells me the different servers
7 that they're on. So you can look down towards the
8 bottom where that you have NMDB. That's a user off of
9 a different server, and you can then use like a basic
10 script and break all of these portions up into
11 different groups of people. So now I know which server
12 they exist on.

13 Q If someone has rotated out of theater after
14 this left possession of the government and how else
15 could it be used to further foreign adversaries and
16 spear fishers endeavors?

17 A Because our standard operating procedure
18 for all of our signal guys we teach to use your AKO
19 e-mail address. The first portion pulls an address
20 deconfliction (INAUDIBLE) I could take tracy.black or
21 zachary.black and just do at usarmy.mil and that's

1 their AKO e-mail address or their mail.mill address and
2 I can still use a similar spear fishing campaign to
3 target you.

4 So if I knew you were in 10th Mountain or
5 NMDB at the time we're looking for all personal that
6 were assigned to MNDB between 2009 and 2011, please,
7 reply by filling out there for your unit's, your
8 meritorious unit accommodation, fill out this the basic
9 information and so that would be another example of a
10 spear fishing technique because it's relatively easy to
11 craft, falsify the source, say it's coming from Army
12 PAO or something. That's a relatively easy technique.

13 I connect to a mail server. I can stand up
14 a mail server, create whoever I want to send this out
15 with small PDF or a mutual website please connect to
16 this website, put your information to ensure you get
17 this certificate of participation in the Iraqi
18 campaign.

19 Q So can you explain though this is showing
20 you used the example, and, for the record, Chief
21 Rouillard underlightened the second line from the top

1 underlined CENTCOM.mil in the third line from the top.

2 Could you please explain using the same one
3 how one uses dot blackbox and Iraqicentcom.mil to do
4 that after someone has rotated out of theater?

5 MR. TOOMAN: Okay, based on relevance.
6 This line of questioning will be in more on line with 7
7 (INAUDIBLE) defense would not (INAUDIBLE) what's not
8 relevance for this.

9 MAJOR FEIN: Your Honor, the United States
10 is offering this as relevance is to value as a fact
11 witness. This goes directly to what could potentially
12 happen and the United States intends to call Mr. Louis
13 who is going to talk about foreign adversaries and what
14 they do with our contact information and e-mails.

15 MR. TOOMAN: We would object based on 701.
16 If we're talking about value, this type of value would
17 require specialized knowledge under 701 is not an
18 expert and this --

19 THE COURT: Overruled. Go ahead.

20 BY MAJOR FEIN:

21 Q So to re-ask the question. You testified

1 that lena.blackbox, last name at iraqcentcom.mil,
2 that's the e-mail that's listed in this GAL. How does
3 that e-mail, how can that e-mail then used by foreign
4 adversaries or spear fishers because that's the Iraq
5 e-mail when they rotate out that e-mail no longer
6 exists?

7 A But the first half of that e-mail we've
8 discussed is the same for your U.S. Army e-mail
9 address. So I could even do it in a script. I could
10 take this entire --

11 Q What do you mean by script?

12 A A simple text file. So scripting language
13 is a way to automate tasks, and like, for instance, a
14 python is one of the languages you can use to script.
15 I can take an input file, I can extract certain fields.
16 So I could say extract everything after slash CM
17 equals. It extracts that address, strip off the Iraq
18 CENTCOM mil and paste in at U.S. Army mil and you can
19 actually automate this, but you can just as easily go
20 in and hand craft it and change any of these e-mails
21 addressed to at usarmy.mil and have a high likelihood

1 of having their e-mail address if they're active now,
2 if they're in the active duty now.

3 Q And why would foreign adversaries want the
4 GAL?

5 A To target military personnel to get them to
6 click the links.

7 Q And you mentioned earlier social
8 engineering. How would social engineering (INAUDIBLE)?

9 A So first I find an audience that I want to
10 target an adversary, and for this instance I'm using
11 Army. These are all Army people or Army affiliated
12 personnel.

13 So I send an e-mail with a web link or a
14 PDF or something similar to that e-mail address.

15 THE COURT: Yes.

16 MR. TOOMAN: Your Honor, I think it goes
17 beyond the scope of laying a factual foundation. I
18 would object to 701.

19 THE COURT: Overruled.

20 Go ahead.

21 THE WITNESS: So the user would then

1 receive the e-mail in their box. It could appear to
2 come from anybody you'd want it to come from. They see
3 this e-mail comes in. It could be, for instance, we're
4 evaluating -- I saw on the early times we're evaluating
5 to go to a new single will ACU pattern. So it would be
6 this at this the site for selection of five ACU
7 patterns and we're just doing a public survey to see
8 which one you would like, and it would come from a PAO
9 or a civilian company.

10 So many soldiers would then click that
11 link taking them to a website which might actually
12 have five different patterns of ACU to select and
13 then they click on one, it says thank you, insert
14 name here, give some type of actual account back,
15 but it's also collecting information on the machine
16 that they're on. It would attempt to download
17 malicious codes into their box. It could a number
18 of things because I've tricked you to go into a site
19 which you would not normally visit which is why we
20 invest so much in the yearly mandatory training for
21 this type of attack.

1 Q Are you familiar with the program WGet?

2 A Yes.

3 Q How is WGet used when it comes to social
4 engineering attacks?

5 MR. TOOMAN: Relevance. This man is not
6 charged with using WGet for social media attacks.

7 THE COURT: What's the relevance?

8 MAJOR FEIN: Your Honor, the relevance is
9 Chief Rouillard has specialized knowledge about WGet.
10 This is laying the foundation to ask subsequent
11 questions to how he knows WGet and is to questions
12 about WGet.

13 THE COURT: What does the malicious
14 spyware have to do with any of this?

15 MAJOR FEIN: I'm sorry?

16 THE COURT: What was your last question?

17 MAJOR FEIN: Ma'am, I can rephrase the
18 question, if that's the issue?

19 THE COURT: Just move beyond that. If he's
20 going talk about programs itself that is relevant.

21 MR. TOOMAN: We've heard a lot about WGet.

1 THE COURT: Overruled.

2 BY MAJOR FEIN:

3 Q Chief, on a break, first, I'm going remove
4 from and return -- remove from the projector and return
5 give to the court reporter 148 Bravo and Prosecution
6 Exhibit 147 Bravo.

7 Are you familiar with WGet?

8 A Yes.

9 Q What is WGet?

10 A WGet is an application or a program. WGet
11 is a program that will download a static copy of web
12 content such as a website or a SharePoint site and will
13 download how much of it you tell to download.

14 If I say execute WGet against PAO.
15 (INAUDIBLE) it will download the static copy of the
16 entire public facing website to my computer.

17 Q And can you please explain for the Court,
18 again, very briefly, how have you used WGet in a
19 Windows environment or just WGet in general in your job
20 as a cyber threat analyst?

21 A So for us we use WGet -- so there's two

1 versions. There's a Windows version and a Lennox
2 version. The Windows version is not installed by
3 default. You have to put it on there, but once --
4 other than that, the functionality is the same, but
5 because our guys are comfortable with Microsoft Window
6 we tend to install and use that; but when you run WGet
7 and download the page that let's you grab the entire
8 page, one of the reasons we use it is when we're doing
9 the open source intel gathering on a site, I can
10 download the web page and I can take that web page and
11 feed it into a script again that will break the web
12 page up into a bunch of words or a dictionary file.

13 I then use that is dictionary file against
14 user names that I have in an attempt to use those words
15 as passwords. So something that was pertinent to that
16 unit, for instance, if their motto was Black Jack then
17 the commander might have his password as blackjack6!

18 So my program will take words that are
19 relevant to them, do what we call a little of maining
20 changes Es to 3s and such and then run that dictionary
21 file against user accounts in and attempt to guess a

1 password.

2 Q And this is in your op 4 capacity?

3 A Yes, this is all as a attack methodology.

4 Q And with that do you have authorization to
5 use WGet on your computer or do you have to install it?

6 A We do. You have to be -- it's not part of
7 the normal Army load. So it's not an authorized tool
8 that the Army users encounter. It's only for, as far
9 as the Army is concerned, the only people that I'm
10 aware of that use it are pen testers and op 4.

11 Q And when WGet runs in the Window
12 environment on the screen, what does it look like?

13 A S it's a command driven tool. So it's a
14 command line tool. It's not a normal Window thing that
15 we're used to. It's a black box on the screen, which
16 is you're command window. It will look like a bunch of
17 typed commands.

18 So if you squinted down or read through the
19 commands you would see that it would say WGet something
20 but otherwise it just looks like a command prompt
21 screen with text.

1 Q When you said squint down?

2 A By default when you open up a command
3 prompt the text is relatively small. So five, six feet
4 away I can't read it. Like I couldn't read the one on
5 his computer if I was standing here.

6 Q When WGet is running, does it have across
7 the top of it in big letters WGet?

8 A No, sir. It has a -- it has the page it's
9 downloading and then some status messages, but there's
10 not a big announcement that WGet is running.

11 Q And can WGet be run in the background?

12 A It can.

13 Q What does that mean?

14 A Windows gave us the capability to the run
15 multiple things at once. So on the top of all windows
16 there's a little icon that looks like a bar. If you
17 click that it's called minimizing it and moves it down.
18 You can just as easily drag the Internet Explorer.
19 That's why you can browse your mail and check the web
20 at the same time.

21 Q Are you familiar with mIRC Chat?

1 A Yes.

2 Q How are you familiar with mIRC Chat?

3 A So --

4 Q In your official capacity?

5 A In my official capacity we use mIRC Chat in
6 2003/2004 and in 2007/2008, on both deployments we used
7 mIRC Chat with my AFA or the artillery guys to
8 coordinate with other units for their artillery field
9 of fire.

10 Q When you say we, who is we?

11 A The 1st cav, sorry.

12 Q The division headquarters?

13 A Yes, sir. So they coordinated with the Air
14 Force because it was tool the Air Force was using and
15 that's what they chose because it's a -- it's also a
16 tool that is used just for text chatting, but with Army
17 systems in theater, the only simple I saw was AFA test.

18 Q And what did it -- when mIRC Chat runs,
19 what does the screen look like?

20 A The application has a distinct look. It
21 will say mIRC Chat. It will have users and channels on

1 one side. It will have a text field in the middle with
2 the chats scrolling up and down and you can kind of
3 tell chats going on.

4 Q And you mentioned if you were sitting there
5 looking at the court reporter's computer you couldn't
6 see WGet. Could you see mIRC Chat running?

7 A Right, I could see mIRC Chat running. I
8 would probably have to look a little closer to see if
9 it was mIRC Chat because it's a Window application and
10 it has a -- if you had seen mIRC Chat before you would
11 know what it looked like. If you had never seen it you
12 would know just from a glance it was mIRC Chat, but if
13 you have seen mIRC Chat before you would know that was
14 mIRC Chat?

15 MAJOR FEIN: Ma'am, may I have a moment?

16 THE COURT: Yes.

17 MAJOR FEIN: Your Honor, the United States
18 has no further questions.

19 THE COURT: Just for the record, this
20 witness was accepted as an expert in the GAL and cyber
21 security. So the Court allowed the testimony that was

1 objected to on the fact basis.

2 Cross examination?

3 CAPTAIN TOOMAN: Defense requests a
4 ten-minute comfort break.

5 (Hearing recessed at 5:00 p.m.)

6 (Hearing resumed at 5:10 p.m.)

7 (Testimony started before we had sound.)

8 CROSS EXAMINATION

9 THE WITNESS: Unplug the machine from the
10 network and log in locally with a local user account
11 and still access many of the same files and everything
12 else.

13 BY MR. TOOMAN:

14 Q So I may able to do that, but I couldn't
15 print?

16 A You could, without being part of it, if
17 you're still plugged into the network.

18 Q Right, I'm plugged into the network.

19 A I'm plugged into the network, but I log in
20 locally. So I'm not part of the domain, just looking
21 in a local user account. I could still print. I could

1 still visit websites. I could still run programs on my
2 machine. I may not be able to do domain specific
3 services such as access restricted areas of SharePoint
4 or access e-mail if I'm on a machine that's not part of
5 the domain or if I'm logged in locally and I try to
6 open up my e-mail I'm going to get a prompt for what we
7 call domain credentials. It's then going to ask for a
8 domain user, domain password which if I don't have I'm
9 not going to get into the e-mail.

10 Q You'd need active directory to get anything
11 into that domain that would be shared drives?

12 A Potentially depending on how the share
13 drive is configured. So if the share drive was
14 configured with a password, then all you need is a
15 password to connect.

16 Q That typically --

17 A Sometimes. It really depends on how the
18 individual user if you're at home on our home machine
19 you open up file explorer, right click share your
20 movies drive, for instance, now the rest of your family
21 can get your movies drive without having active

1 directory running in your house.

2 Q That's not how the Army --

3 A That's not --

4 Q We (INAUDIBLE) use share folder?

5 A That is not our standard normal implication
6 because it still occurs on Army networks.

7 Q The shared drives that we're used to as
8 users are connected to the active directory.

9 A Again, it depends on the system. A lot of
10 the PM systems aren't integrated into active directory
11 until 2007 I believe C pop, which is a primary tool
12 command post of the future. There's a Wikipedia
13 explanation, a real brief one, of what it is. It's
14 basically a command and control tool.

15 Until recently that wasn't using active
16 directory logs. So it really depends on the system
17 you're talking about, but for the average work station
18 for the user, the average work station would be part of
19 the domain unless there was a reason that our security
20 controls would break it.

21 So a good example of that would be the S1

1 system. I don't recall the name of it, but their
2 system if we implemented specific security controls on
3 there, their system would no longer functioning people
4 couldn't get orders and that type of thing. So we've
5 excluding those from the security push from the domain.

6 Q And share drive is another example that it
7 takes something that's --

8 A You can have either or. It really depends
9 on who set up the share and how that set it up. So
10 what we would say about using active directory accounts
11 to control access to that shared drive, but it doesn't
12 have to be.

13 Q Do you have any knowledge of how the active
14 directory was set up in 2009 and 2010 in Iraq?

15 A Other than how we train all the soldiers
16 who do it, no. I know from the training perspective we
17 train all of the people who configure the systems, we
18 train them all at Fort Gordon and that's who I was
19 teaching from 2008 through 2011.

20 Q You don't have any direct knowledge of how
21 much time or how many resources were used to input

1 users into the GAL in 2009 and 2010, the Iraq GAL?

2 A So I can --

3 Q I think you talked about your time at 1st
4 cav, but you don't have any knowledge of what was going
5 on with respect to how much time it was taking to do
6 those tasks in 2009 and 2010?

7 A So it's the same task whether it's me or
8 somebody in 2nd brigade 10th Mountain or somebody at
9 the NOSK. If there creating user accounts there's
10 certain steps you have to do. That process is about 10
11 to 15 minutes.

12 Q It would take you less time than it would
13 take me?

14 A Sure, but after you did it ten times you
15 would do it as fast as anyone else. Think of it as
16 changing a tire. If I was going to change a tire on my
17 car, the first time I sat down to change the tire it
18 would take me a while. After we changed 25 tires we'd
19 both be about the same speed.

20 Q You mentioned on direct that there's
21 automated tools that could be used to do that?

1 A There are. You can strip the creation of
2 user accounts and e-mail boxes into active directory.
3 My 's personal experience is, most of us admins are
4 basically too lazy to do it and we would rather click
5 to or three hundred times to use up the time to do
6 that, because the automated tools a lot of times it
7 will take us six, eight, ten hours to work through the
8 script on how to properly input all of that data. So
9 rather than taking six to eight hours to learn to write
10 the script, we take the 15 minutes per account split it
11 out between three or four guys and they just click
12 through it.

13 Q It's possible that there might be someone
14 who's good at writing scripts and they can just do in
15 it a few minutes and take a lot less time?

16 A Possibly, but improbable.

17 Q When you say writing the script, what sort
18 of program would be used to write this script?

19 A With exchange, exchange runs on Microsoft,
20 and so power shell is the primary tool that we use now
21 and it's very -- it's somewhat complex language. It's

1 easy to begin with and then it just get more
2 complicated as you go on, but primary you would use
3 power shell as the scripting language because it would
4 be what was on the server, on the exchange server.

5 Q So there's no, per se, prohibition against
6 using scripts and automating processes on a system?

7 A There's no prohibition against using power
8 shell or script on a system, but other scripting
9 languages such as python or ruby or one of those other
10 type of scripts that are used a lot wired. Those have
11 to be installed and, again, you have to have prior
12 authorization from your G6 install those, and a reason
13 why you need those.

14 Q Right.

15 Now, you talked about -- you were talking
16 specifically about the GAL in this case. You talked
17 about some of the threats with respect to having an
18 individual's name, and if you have the name then you
19 only have say figure out the password?

20 A Right.

21 Q That's one of two pieces that you need?

1 A Half the puzzle.

2 Q Are there protections to prevent a
3 nondomain computer from logging on to an Army domain?

4 A So the user --

5 Q If I --

6 A I may not be understanding your question.
7 The user account identified in the GAL doesn't have
8 anything to do with a computer. If I wanted to exploit
9 that, for instance, there may be potential blocks -- if
10 it's a public facing server, then I can use that
11 account to log in. If the server is able to be
12 (INAUDIBLE) so a lot of the standard deployments was
13 the SharePoint server was accessible from the garrison
14 because 1st car as an example we have personnel on Fort
15 Hood and at Iraq that were accessing the SharePoint
16 server. So we would create at account, allow them
17 access from the outside.

18 Due to the escalation of the threat in the
19 cyber domain we have since prevented a lot of that type
20 of activity, but three, two three years ago those
21 firewalls and the access list and stuff that would

1 block that access normally were not in place.

2 Q Well, what one would have would to get
3 access to the network before they could try to figure
4 out the password, correct?

5 A Correct, however, again, that user account
6 that's identified in the GAL was also your U.S. Army
7 mil account. So I could use that to attempt to look in
8 as you against the dub dub dub .usarmy.mil. So until
9 we went to using the user information not just to
10 access the tactical environment, but also your dub dub
11 dub.

12 Q You talked about sort of that I guess is
13 trying to hack into e-mails. The Army e-mail format is
14 pretty well known, isn't it?

15 A I don't know. It's fully known to us in
16 the military. I mean, I see it all the time, but I
17 guess the best example is with common names.

18 So somebody could probably guess mine
19 because I'm a somewhat unique name, but for Jeffrey
20 Smith or Susan Johnson there might be a large number of
21 those. So what is their sequence. The bigger threat

1 is that those accounts with that GAL identified what
2 specific server they were on. So not just the U.S.
3 Army mil account, but if they could access any of the
4 Iraq servers because they were part of the NIPRnet
5 domain on the unclassified network, if you could reach
6 that server you could attempt to exploit using those
7 against that actual server.

8 Q Were there protections in place to prevent
9 someone from accessing those servers in Iraq?

10 A So, again, in 2007 and 2008, no. Now most
11 likely they are, yes.

12 Q What that the deal in 2009 and 3020.

13 A No.

14 Q You would agree with me that it's pretty
15 easy to find the Army e-mail address format? You would
16 agree with that?

17 A Sure.

18 Q And as far as names, one could really just
19 put John.smith and then John.smith1, John.smith.2 and
20 all the way up?

21 A Right. So the real danger of the amount of

1 information, we call this classification by, I forget
2 the other term. When I take a bunch of similar
3 information we do the same thing with our network
4 configurations.

5 When I take a bunch of dispirit network
6 classifications which are unclassified and I combine
7 them into all one location, then that document actually
8 becomes a classified document because of the amount of
9 danger and the potential amount of exploitation that
10 could happen from that.

11 Q The GAL wasn't classified, was it?

12 A No, but the threat is more than that single
13 e-mail address because although I might know your
14 e-mail and my e-mail here I now have a list of 150,000
15 e-mails. So I may not able to get two, five, ten
16 people to click, but if I send out 150,000 e-mails I
17 have a much higher chance.

18 Q You talked about there being a threat that
19 someone might try and send an e-mail from a commander?

20 A Yes.

21 Q Commander names are on the web?

1 A They are.

2 Q That's common knowledge?

3 A Yes.

4 Q You also mentioned that someone might take
5 the unit's motto and try to a variation of that as a
6 password?

7 A Yes.

8 Q Those unit mottos are also on the web?

9 A Sure. However, again, when I was talking
10 about WGet scraping the page I used that as an example,
11 but there's a lot more information that they my talk
12 about. Commander likes to snowboard or the commander
13 was stationed here or there. So a lot of those
14 words -- and this is the technique that we use even
15 today.

16 Scraping that entire page gives me that
17 file with all words that -- rather than running a
18 standard dictionary attack which is, you know, just
19 normal words in the dictionary, I can have a much more
20 targeted list against that individual user who is tied
21 to that whatever it is.

1 MR. TOOMAN: One moment, please, Your
2 Honor.

3 THE COURT: Yes.

4 BY MR. TOOMAN:

5 Q Now, in the response you just gave you're
6 assuming that WGet was used to pull the e-mail
7 addresses in this instance in this case?

8 A No. So WGet scrapes websites. I'm unsure
9 as to the tool that extracted the GAL. I don't think
10 it was WGet. There are other tools that would extract
11 that type of data if you have a connection. It's
12 called an L data query. So light weight directory.

13 Q You talked about WGet going and getting a
14 web page. It's going to get something that's in the
15 open source, right?

16 A It will get whatever you have access to.

17 Q So the 1st cav website says the commander
18 likes fishing, that's something that's on the 1st cav
19 website?

20 A Correct.

21 Q But WGet is not grabbing something that's

1 not there?

2 A Correct, but if I'm in a tactical
3 environment and let's put nefarious hats on, for
4 instance. If I use WGet to scrape the SharePoint I'm
5 going to download the entire SharePoint size with all
6 of the files that make that up SharePoint site that I
7 have access to.

8 Q Now, you're familiar with archive.org,
9 what's known as the way back machine?

10 A Yes.

11 Q And WGet is the type of program that is
12 used to populate that website. It goes out and it
13 grabs whole web pages?

14 A Okay.

15 THE COURT: Do you know that or not?

16 THE WITNESS: I do not know that for a
17 fact. I would accept that answer.

18 THE COURT: Do you know it or not?

19 THE WITNESS: I do not, no, ma'am.

20 THE COURT: Move on, please.

21 BY MR. TOOMAN:

1 Q Now, Chief, if a soldier wanted to download
2 all of the e-mails from his brigade, he could do that?

3 A What do you mean by all?

4 Q If he wanted to get all of the e-mails --

5 A All of the e-mail addresses?

6 Q All of the e-mail address from his brigade,
7 you could do that?

8 A He could, yes, sir.

9 Q There's never been any sort of directive or
10 direction that went out and said you can't download
11 e-mail addresses off the GAL?

12 A There has not.

13 MR. TOOMAN: No further questions. Thank
14 you.

15 THE COURT: Redirect?

16 REDIRECT EXAMINATION

17 BY MAJOR FEIN:

18 Q Chief, you testified a few moments ago
19 about common Army e-mail formats?

20 A Yes.

21 Q Are the user name the portion that comes

1 before the at symbol, is that information in bulk
2 available to the public?

3 A It is not, no, sir.

4 Q And then also as far as your best knowledge
5 about the authority soldiers of downloading the global
6 address list book, is it your experience or your
7 knowledge of regulations that allows someone to do that
8 and then transmit it to their personal computer and use
9 it for personal gain?

10 A No, sir. So part of the configuration for
11 the Outlook client that the Army uses is we call it
12 off-line. The off-line address book and the off-line
13 files.

14 If you become disconnected from the network
15 there's a cache copy on your machine that allows you to
16 continue working. I haven't had anybody download the
17 GAL to their personal machine or to a government
18 machine, and moving it to a personal machine would be
19 against the rules. We don't allow moving government
20 type files, and that would fall under a government file
21 to your personal machine.

1 MAJOR FEIN: Thank you. No further
2 questions, Your Honor.

3 RECROSS EXAMINATION

4 BY MR. TOOMAN:

5 Q Chief, if I logged ON my personal computer
6 and wanted to download a list of e-mails of all of the
7 other judge advocates of the Army, would that be
8 against the rules?

9 A No, sir.

10 MR. TOOMAN: Thank you.

11 THE COURT: Anybody on redirect?

12 MAJOR FEIN: Your Honor, may I have a
13 moment?

14 THE COURT: Yes.

15 REDIRECT EXAMINATION

16 BY MAJOR FEIN:

17 Q Chief, in reference to the very last
18 question.

19 A Yes.

20 Q Again, based off of your personal
21 knowledge, is a soldier authorized to use their NIPR

1 machine to download the entire GAL and move it to their
2 personal computer for the purposes of giving it to a
3 corporation, a company?

4 A No, sir.

5 Q (INAUDIBLE) of the U.S. government.

6 A It goes to intent. What do you intend to
7 do. If you are downloading the GAL to use on your
8 personal machine because your machine is going in for
9 repair, it may be okay to have selected individual
10 addresses. There's not a reason to have the entire GAL
11 on your personal machine that I'm aware of.

12 Q Why?

13 A The potential for abuse. I don't know that
14 your machine is baselined or is kept in the appropriate
15 patches. If your machine is compromised and you've
16 moved the entire GAL from any theater down to brigade
17 to your personal machine and your personal machine is
18 compromised because your kid plays wacomo on a site,
19 now the enemy has that address list and can exploit --
20 again back into the whole spear fishing and targeting
21 of it.

1 That's why we don't allow people to do
2 that. That's also why on the AKO site all Army users
3 are allowed to install Norton antivirus and all of that
4 on your machine. We want personnel machines to be
5 protected at home. They'll issue you a CAD card so you
6 can check your mail, but it goes to intent, and that's
7 one of the big things in the cyber domains is if you
8 have physical access, it's really hard to stop a
9 maliciously intended person because they can do things
10 regardless of technical prevention.

11 Q And in 2008 when you last left Iraq, was a
12 user -- did the user have the capability of their
13 personal computer to log on to the USFI domain and
14 download e-mails --

15 A Negative.

16 Q -- for their own personal use?

17 A Anything connected to your machine into the
18 government network that was treated as a spillage
19 basically for us at 1st cav. It was the same as if you
20 took your NIPRnet and plugged it into the SIPRnet. You
21 would get a visit from the G6 why are you plugging your

1 personal box in here, report everything --

2 Q What about at that time through a web mail
3 interface that connects to the exchange in Iraq, did
4 that exist?

5 A It did not exist, to my knowledge.

6 MAJOR FEIN: Thank you.

7 THE COURT: Let me just (INAUDIBLE) did
8 not exist in 2008 or did not exist in 2009 or 2010?

9 THE WITNESS: I cannot speak definitively
10 that it did not exist in 2009 and 2010. That was not
11 part of our normal configuration to allow web mail
12 access because of the attack vector, and if you did
13 access your mail through the web mail than the address
14 book is build into the web mail and you wouldn't need
15 it in your personal box because it is part of the web
16 mail client.

17 THE COURT: I asked a follow-up question.
18 Do you have any follow-up questions based on what I
19 have.

20 BY MAJOR FEIN:

21 Q As recent as today and after 2010 there is

1 a web mail interface for the Iraq domain?

2 A Not to my knowledge.

3 MAJOR FEIN: Thank you.

4 RECROSS EXAMINATION

5 BY MR. TOOMAN:

6 Q Chief, what rule says a user can't download
7 e-mail addresses?

8 A Again, there's not a rule to prevent you
9 from downloading the e-mail addresses, but you would
10 have to address the intent. Again, we don't write the
11 rules for everything. There's not a rule saying you
12 download every document on the SharePoint server, but
13 if you did that you would get a visit -- normally you
14 would get a visit due to the amount of data that you're
15 collecting. The question would be why do you need that
16 amount of data.

17 So the same principal applies to the global
18 address list, why are you -- the command if that was
19 scrutinized and they would say, why are you downloading
20 175,000 e-mail addresses for your personal thing where
21 anytime would you use those addresses you would be

1 connected to the military system that would have the
2 address book there for you and you wouldn't need it on
3 your personal machine.

4 Q Chief, if your intend was I just wanted to
5 see if I could do it, that would be okay, wouldn't it?

6 A It wouldn't necessarily be okay, no, sir.
7 We don't allow people to just is do things because they
8 want. Again do I download the entire SharePoint
9 server, and I use that because it's another big part of
10 our Enterprise services. So if I allow -- if I go back
11 to the secured facility to download the entire
12 SharePoint that's on the SIPRnet I will get a visit
13 from my S2 guys and say, why are you downloading all of
14 this data, what are you planning on doing with it
15 because the logical assumption is you're going to do
16 something with all of that data. So same principal
17 applies to the GAL.

18 Now, there's not a specific monitoring
19 tool -- there's not a technical implementation to watch
20 who's downloading the entire global address list
21 because it's a feature that most people don't download

1 and it's not a serious system inconvenience when you
2 download the whole GAL, because it's only a few megs,
3 but if you were to download the entire SharePoint.

4 Q There's not a big suck on resources to
5 download the GAL?

6 A There's not a huge impact on resources to
7 do the physical downloading of the GAL.

8 Q There's no rule that says if you're intent
9 is just I wanted to see if I could do it, there's not a
10 rule that says you can't?

11 A There's not a rule written that says you
12 cannot.

13 Q Then if you deleted it after you figured
14 out how to do it that it would suggest that the intent
15 was --

16 MAJOR FEIN: Objection, Your Honor. Your
17 Honor, as speculative.

18 THE COURT: Let's hear the question.

19 BY MR. TOOMAN:

20 Q If the file was deleted after it was
21 download and it was done, what would that say to you

1 about the intent?

2 THE COURT: Don't answer that.

3 MR. TOOMAN: Nothing further.

4 THE COURT: Redirect?

5 MAJOR FEIN: No, Your Honor.

6 MR. COOMBS: Just on that last question.

7 I understand that was going towards the cyber threat
8 expert. So he talked about intent. He talked about
9 whether it would be wrong or right depending upon
10 the intent. So as a cyber expert threat expert if
11 what he saw the person downloading it and deleting
12 it.

13 THE COURT: That would give him absolutely
14 no idea what the person's intent was.

15 MR. COOMBS: From a cyber threat standpoint
16 he's testifying that something might be wrong, he did a
17 certain act and he's saying well downloading the log
18 GAL is not a problem, but if you have all of this
19 information we would want to know why you have that,
20 and then that might cause G6 or someone to come to you
21 and ask you a question like why are you doing this.

1 So in this instance at issue here is
2 (INAUDIBLE) so the facts that information was
3 deleted immediately what would that tell him as a
4 cyber expert. That's what where that question was
5 going towards.

6 THE COURT: So overruled. I do have a
7 question for you. I'm still confused. I thought you
8 answered to the government a little bit earlier that if
9 a soldier wanted to download the e-mails all of his
10 e-mail addresses from the brigade or defense the
11 soldier could do it, there's no directive saying he
12 can't.

13 THE WITNESS: Correct, ma'am, there is not
14 a rule. There is not a specific rule that says you're
15 not allowed to download the entire address.

16 THE COURT: You're talking about
17 downloading on NIPRnet or a personal machine or is
18 there any difference?

19 THE WITNESS: When you transfer military
20 data to personal machines there are regulations, and
21 I'm sorry I can't quote them for you, but there are

1 regulations that do not allow us to move military data
2 to personal mechanicals. I can't just take -- download
3 the SharePoint site is a good example because but it
4 has a bunch of unclassified data. So it seat might
5 have alert rosters and powerpoint slides and briefings
6 and such. It might have a briefing from the NSA. I
7 downloaded all of this data to a government machine.
8 When I move it off of that that government machine to
9 my personal machine the question comes up, why are you
10 doing that.

11 So there are rules that prevent us from
12 moving data from a government machine. That's why
13 can you can't use thumb drives any more. You can't
14 burn CDs on classified machines.

15 THE COURT: Do you know what happens
16 (INAUDIBLE).

17 THE WITNESS: I do not. AR25-2 somewhere
18 the (INAUDIBLE) Act, but there are also local policies
19 that would be implemented that would prevent that. I
20 can research that if need --

21 THE COURT: Any follow-up based on mine?

1 MAJOR FEIN: No, ma'am.

2 MR. TOOMAN: No, ma'am.

3 THE COURT: All right.

4 MR. TOOMAN: No objection.

5 THE COURT: Please do not discuss your
6 testimony or your knowledge of the case with anybody
7 other than counsel while the trial is still on.

8 THE WITNESS: Yes, ma'am.

9 THE COURT: Just for the record, as part of
10 the my overruling of the defense objection I'm not
11 going to consider any of this witnesses testified he
12 said there's is rules and regarding the transfer of
13 data from the NIPRnet computer to a personal computer
14 noted where they are and he doesn't know what they are
15 that's my understanding of his testimony.

16 MAJOR FEIN: Yes, ma'am.

17 MR. TOOMAN: Sounds right, Your Honor.

18 THE COURT: Anything else we need to
19 address today.

20 MAJOR FEIN: No, ma'am.

21 MR. COOMBS: No, Your Honor.

1 THE COURT: Do we still need to talk about
2 tomorrow. Do you want to take a brief recess and come
3 back on the record and decide in ten minutes.

4 THE COURT: The Court is in recess at ten
5 minutes of 6:00, depending on how long this recess takes.

6 (Hearing recessed at 5:50 p.m.)

7 (Hearing resumed at 6:00 p.m.)

8 THE COURT: Counsel and I met in an 202
9 conference to talk about the way ahead. First of all,
10 we will be coming back on the record at 0930 for oral
11 argument on the admissibility of certain prosecution
12 exhibits that the defense has had hearsay
13 authentication and relevance objections to and there
14 was some confusion as to exactly what exhibits we were
15 talking. I know we're talking about Prosecution 109.
16 What are the other ones.

17 MAJOR FEIN: 31 and 32.

18 THE COURT: 33 and 34 are not being
19 offered by the government.

20 MAJOR FEIN: No, ma'am.

21 THE COURT: Defense you already remained

1 the citing for these two exhibits to be taken out.

2 MR. TOOMAN: Yes, ma'am.

3 THE COURT: Okay. That would be at he 0930
4 tomorrow. We also discussed the way ahead after that.
5 Right now the parties are negotiating additional
6 stipulations of expected testimony. They're in draft
7 form. They've got to go back, both sides have to agree
8 to stipulations of expected testimony as does PFC
9 Manning in order for them to be introduced as evidence
10 in lieu of witness testimony. That takes time.

11 And the parties have advised -- Major
12 Fein, why don't you explain for the record what the
13 parties would like to do.

14 MAJOR FEIN: Your Honor, the defense and
15 prosecution have agree to enter into the 17 more
16 stipulations of expected testimony, and based off of
17 the volume of the individual stipulations it will take
18 both parties additional time in order to discuss the
19 stipulations and come to an agreement and also provide
20 certain ones to certain government organizations to
21 have classification to be completed.

1 So the United States and defense came
2 together and proposed that after tomorrow's oral
3 argument the Court recesses until next Tuesday which
4 would provide both parts at which time by the end of
5 this week to have the stipulations completed and
6 then to send those to the different government
7 organizations and for them to come back based off of
8 a court order by Wednesday of next week.

9 If we reconvene, Your Honor, Tuesday of
10 next week in a status hearing on the stipulations or
11 any other issues that might arise and the goal then
12 being on Wednesday the government resumes its case
13 in chief by calling the next set of witnesses and
14 reading the stipulations on the record.

15 THE COURT: Is that the defense's
16 understanding as well?

17 MR. COOMBS: Yes, Your Honor.

18 THE COURT: All right. And the Court did
19 discuss with the parties this additional review by the
20 other agency. That's between the government. You can
21 certain have whoever you want to review it, but it's

1 not going delay the Court. I move to have the court
2 order coming out saying it's going to be three business
3 days and that's it.

4 MAJOR FEIN: Yes, ma'am.

5 THE COURT: So I'll draft that order today
6 and we'll put that in as an Exhibit tomorrow.

7 Is there anything else we need to
8 address at this point?

9 MR. COOMBS: No, Your Honor.

10 MAJOR FEIN: No, Your Honor.

11 THE COURT: The only thing I'm thinking of
12 based on the testimony of the last witness I had asked
13 the parties to prepare briefs on value and money, and
14 the government has withdrawn that part of his
15 testimony. Does either party see the need for briefs
16 at this time?

17 MAJOR FEIN: No, ma'am.

18 MR. COOMBS: No, ma'am.

19 MAJOR FEIN: There is one other
20 administrative issue. Over the weekend there was an
21 e-mail between the parties and the Court about not

1 calling sentencing witnesses prior to 8 July. I'll
2 just put on the record that the United States based off
3 of the defense not objecting and the Court approving
4 that United States did notify all sentencing witnesses
5 or is in the process of notifying prosecution and
6 defense witnesses that would not be called any earlier
7 than 8 July.

8 THE COURT: That's fine. That was a series
9 of that e-mails that went back and forth. The defense
10 had no objection. And, again, looking at the schedule
11 now and motions, certain motions that may arise and the
12 length of potential defense case we may not even be at
13 that point by July 8th. We will have to see how we
14 address that as we go long.

15 MAJOR FEIN: Yes, ma'am.

16 MR. COOMBS: Yes, Your Honor.

17 THE COURT: Anything else?

18 MAJOR FEIN: No, ma'am.

19 MR. COOMBS: No, ma'am.

20 THE COURT: The Court is in recess.

21 (Hearing adjourned at 6:25 p.m.)

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